

RESOLUTION NO. 2018-025

A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT TO EXECUTE THE MUNICIPAL UTILITY/FACILITY ACCEPTANCE ON A COUNTY HIGHWAY DOCUMENT FROM LAKE COUNTY DIVISION OF TRANSPORTATION FOR THE SOUTHWEST CORNER OF BUFFALO GROVE AND ILLINOIS ROUTE 45 THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS

WHEREAS, Ordinance 2016-048 annexed 32 acres of land located at the southwest corner of US Route 45 and Buffalo Grove Road.

WHEREAS, Ordinance 2016-049 granted certain approvals for property commonly known as Woodland Chase, a planned unit development and to amend the zoning classification from R-1, Single Family Residential to R-5 Single Family Residential PUD located on the southwest corner of the intersection of U.S. Route 45 and Buffalo Grove Road in the Village of Vernon Hills, Lake County.

WHEREAS, the Lake County Department of Transportation (Department) requires the Village to execute the Municipal Utility/Facility Acceptance on a County Highway form in order for utility connections to be installed to the Woodland Chase subdivision; and

WHEREAS, Execution of this form requires the Village to operate and maintain any and all sidewalks pertaining to the proposed development and annexed property.

NOW THEREFORE BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS, as follows:

RESOLVED, The Village President is authorized to execute the Municipal Utility/Facility Acceptance on a County Highway document.

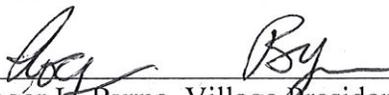
Dated the 1st day of May 2018

Adopted by roll call votes as follows:

AYES: 6 - Takaoka, Schultz, Marquardt, Hebda, Koch, Oppenheim

NAYS: 0 - None

ABSENT AND NOT VOTING: 0 - None



Roger L. Byrne, Village President

PASSED: May 1, 2018

APPROVED: May 1, 2018

ATTEST: May 1, 2018



Mark Fleischhauer, Village Clerk





600 W. Winchester Road
Libertyville, IL 60048
Telephone: 847 377 7400

MUNICIPAL UTILITY/FACILITY ACCEPTANCE ON A COUNTY HIGHWAY

(Please print or type)

APPLICANT (Name and address): Village of Vernon Hills, 290 Evergreen Drive, Vernon Hills, IL 60061
Telephone Number: 847-367-3700

being a municipal corporation in the State of Illinois, County of Lake, hereby requests permission from the County Engineer of Lake County to locate and maintain the below described Municipal Utility/Facility within the right-of-way limits of a County Highway in accordance with the Lake County Highway Temporary Closure and Utility and Facility Placement Ordinance, as amended. This Municipal Utility/Facility is described as follows:

1. **Name of County Highway:** Buffalo Grove Road (County Route # W14, County Highway # 16)
2. **Location** (distance from nearest intersection, which side of road, etc.): Southwest corner of Buffalo Grove Road and IL Route 45
3. **Type of Municipal Utility/Facility** (watermain, sidewalk, etc.): Bike path along Buffalo Grove Rd along Woodland Chase subdivision frontage
4. **Utility/Facility to be constructed by:** Municipal Crews (contact person): _____
 Contractor (name, address, telephone): _____
 Developer (name, address, telephone): Woodland Chase Partners, LLC, 2413 W. Algonquin Rd, Algonquin, IL 60102, 847-271-8203
 Other (name, address, telephone): _____
5. **Comments** (if needed): _____

NOTE: This Acceptance is subject to the General Conditions as printed on the reverse side of this form. The Application is only valid when an original signature is provided on page 2.

**GENERAL CONDITIONS FOR MUNICIPAL UTILITY/FACILITY ACCEPTANCE
ON A COUNTY HIGHWAY**

1. In submitting this Acceptance, the Municipality agrees to comply with the various policies, conditions and requirements of the Lake County Division of Transportation, whether written or verbal and the Lake County Highway Temporary Closure and Utility and Facility Placement Ordinance, as amended.
2. The Municipality shall supply, at its expense, such information or submittals as may be required for review and to make such changes or revisions as required by the Lake County Division of Transportation.
3. Lack of an immediate response to this application form or any information or submittals supplied for review and/or comment shall not be construed as approval or acceptance by the County Engineer or the Lake County Division of Transportation, nor shall they be held responsible for any costs or delays due to the processing time required.
4. The review of the Municipal Utility/Facility shall be based on the primary use of the County Highway right-of-way for the safe and efficient movement of vehicular traffic and the maintenance and improvements needed to support such primary use.
5. The Lake County Division of Transportation shall not be responsible for providing room within the County Highway right-of-way for the Municipal Utility/Facility.
6. This Acceptance does not relieve the Municipality from complying with any statutes, regulations, ordinances or administrative orders of the Federal, State or County Governments or any political subdivision or administrative agencies that may apply to the Municipal Utility/Facility.
7. The Municipality shall obtain permission from the legal property owner of the County Highway right-of-way where the Municipal Utility/Facility will be located.
8. Unless otherwise stated in the issued Highway Permit, the Municipality and its successors and assigns shall be responsible for the following:
 - a. The operation and maintenance of the Municipal Facility within the County Highway right-of-way. Such operation and maintenance shall include keeping the Municipal Facility in a safe condition for use by the Public, not creating any hazardous conditions, providing any special maintenance such as cleaning ice and snow from sidewalks or bike paths or additional mowing of adjacent turf areas, making changes or revisions to the Municipal Facility needed because of the maintenance operations of the Lake County Division of Transportation or use of the County Highway right-of-way by the General Public and restoring portions of the County Highway right-of-way disturbed by repairs, maintenance, extensions, service connections, and/or other work done to the Municipal Facility without a Highway Permit being issued.
 - b. Any additional costs to the County of Lake and/or its Division of Transportation for road improvements and/or maintenance work due to the location and/or use of the Municipal Facility within the County Highway right-of-way. Such costs can include adjustments needed to the Municipal Facility to accommodate said road improvements and/or maintenance work and/or damage to County Property and/or equipment.
 - c. For indemnifying, defending and holding harmless the County of Lake and the Lake County Division of Transportation including their elected and duly appointed officials, agents, employees and representatives from and against any and all claims, suits, actions, losses, expenses, damages, injuries, deaths, judgments and demands arising from and relating to the location and/or use of the Municipal Facility within the County Highway right-of-way regardless of any limitations of insurance coverage.
 - d. Other items as specified in the Lake County Highway Temporary Closure and Utility and Facility Placement Ordinance, as amended.
9. If a separate application is made by an Applicant other than the Municipality to construct the Utility/Facility, then the Municipality, by submitting this Acceptance form, hereby acknowledges that it will become the successor or assign of this Applicant for the said Utility/Facility.

ATTEST:

FOR THE MUNICIPALITY:


Municipal Clerk

By: 
Municipal Mayor/President

Date: 5/7/18