

ORDINANCE NUMBER 10 - 05

**AN ORDINANCE AUTHORIZING THE TRANSFER OF
JURISDICTION OF THE FRONTAGE ROADS (FROM IL ROUTE 68
TO VISTA LANE & FROM IL ROUTE 25 TO BALMORAL DRIVE)
FROM IDOT TO THE VILLAGE OF EAST DUNDEE**

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, it is deemed necessary and desirable for the Village of East Dundee to authorize the Ordinance of the Transfer of Jurisdiction Frontage Road (From IL Route 68 to Vista Lane) that is approximately 650 feet in length is from IDOT to Village of East Dundee as depicted on the map attached hereto as Exhibit A; and

WHEREAS, it is deemed necessary and desirable for the Village of East Dundee to authorize the Ordinance of the Transfer of Jurisdiction Frontage Road (From IL Route 25 to Balmoral Drive) that is approximately 650 feet in length is from IDOT to Village of East Dundee as depicted on the map attached hereto as Exhibit B; and

WHEREAS, the Village of East Dundee is willing to assume jurisdiction of a segment of Frontage Road (From IL Route 68 to Vista Lane) and a segment of Frontage Road (From IL Route 25 to Balmoral Drive) in its entirety; and

WHEREAS, the VILLAGE has prepared a Local Agency Agreement for Jurisdictional Transfer providing for the transfer of the aforementioned segments of Frontage Roads (From IL Route 68 to Vista Lane and From IL Route 25 to Balmoral Drive), in its entirety, to the Village, as attached hereto as Exhibit C&D and the said Agreement must be executed before the transfer of jurisdiction can occur.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the segment of Frontage Road (From IL Route 68 to Vista Lane), in its entirety, that is approximately 650 feet in length is hereby deleted from IDOT.

Section Two. That the segment of Frontage Road (From IL Route 25 to Balmoral Drive), in its entirety, that is approximately 650 feet in length is hereby deleted from IDOT.

Section Three. The Village of East Dundee hereby authorizes and approves the Village of East Dundee to execute the two Local Agency Agreements for Jurisdictional Transfer and any other such documents which may be necessary to affect said transfers.

Section Four. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Five. Repeal. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section Six. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 1st day of February, 2010, pursuant to a roll call vote as follows:

AYES:

6 - Trustees Ruffalo, Gorman, Lynam, Miller, Cichowski & VanOstenbridge

NAYES:

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ABSENT:

1 - President Bartels

Approved by me this 1st day of February, 2010.

Michael Ruffalo
Jerald Bartels, Village President -
Acting President, Michael Ruffalo

Published in pamphlet form this 5th day of February, 2010, under the authority of the President and Board of Trustees.

ATTEST:

Jennifer Rehberg
Jennifer Rehberg, Village Clerk

Recorded in the Village Records on February 5th, 2010.

