
ORDINANCE NO. 2018-19-15

*An Ordinance Annexing Certain Property Commonly Known
as the Hagen Property, 5515 Wilmot Road Into the Village of Johnsburg*

AN ORDINANCE PASSED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

AT A REGULAR MEETING ON NOVEMBER 8, 2018

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF JOHNSBURG

President

Edwin P. Hettermann

Board of Trustees

Tom Curry
Kyle Frost
Josh Hagen
Mary Lou Hutchinson
Greg Klemstein
Kevin McEvoy

Village Administrator

Claudett E. Peters

ORDINANCE NO. 2018-19-15

An Ordinance Annexing Certain Property Commonly Known as the Hagen Property, 5515 Wilmot Road Into the Village of Johnsburg

WHEREAS, a written petition, signed by the contract purchaser of all land within the territory hereinafter described, specifically Justin Hagen (the "Contract Purchaser"), has been filed with the Village Clerk of the Village of Johnsburg, McHenry County, Illinois (the "Village"), requesting that said territory be annexed to the Village of Johnsburg; and

WHEREAS, the Contract Purchaser has represented to the Village that no electors reside on the territory hereinafter described; and

WHEREAS, said territory is not within the corporate limits of any other municipality, other than the County of McHenry, and is contiguous to the corporate boundaries of the Village of Johnsburg; and

WHEREAS, said territory consists of approximately 5.33 acres located at the southwest corner of the intersection of Johnsburg Road and Broadway Road; and

WHEREAS, the Village provides neither a public library or fire protection services; and

WHEREAS, all petitions, documents and other necessary legal requirements are in full compliance with the statutes of the State of Illinois, including but not limited to, 65 ILCS 5/7-1-8; and

WHEREAS, the corporate authorities of the Village believe that it is in the best interests of the Village of Johnsburg that said territory be annexed thereto.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the VILLAGE OF JOHNSBURG, McHenry County, Illinois, as follows:

SECTION 1: That upon the petitioner taking ownership of the property, the property legally described in Exhibit A attached hereto is hereby annexed to the Village of Johnsburg, McHenry County, Illinois:

SECTION 2: That the Village Clerk of the Village of Johnsburg is hereby directed to record in the Office of the Recorder and to file in the Office of the County Clerk of McHenry County, Illinois, and the post office serving the territory within 30 days of the effective date of this Ordinance, a certified copy of this Ordinance, together with a plat of annexation, attached hereto and made a part hereof.

SECTION 3: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5: It is a condition precedent to the effectiveness of this ordinance that Mr. Hagen acquires fee simple title to the subject property no later than April 30, 2019. If Mr. Hagen does not acquire title by April 30, 2019, this ordinance is null and void.

Voting Aye: Trustees Hutchinson, McEvoy, Curry, Hagen, Frost, and Klemstein

Voting Nay: None

Absent: None

Abstain: None

APPROVED:



Village President Edwin P. Hettermann

(SEAL)

ATTEST:


Village Clerk Claudett E. Peters

Passed: November 8, 2018
Approved: November 8, 2018
Published: November 8, 2018

Prepared by:
Claudett E. Peters
Village Administrator
Village of Johnsburg
1515 Channel Beach Avenue
Johnsburg, IL 60051
815-385-6023

CERTIFICATION

I, CLAUDETT E. PETERS, do hereby certify that I am the duly appointed, acting and qualified Clerk of the Village of Johnsburg, McHenry County, Illinois, and that as such Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Johnsburg.

I do hereby further certify that at a regular meeting of the President and Board of Trustees of the Village of Johnsburg, held on the 8th day of November, 2018, the foregoing Ordinance entitled *An Ordinance Annexing Certain Property Commonly Known as the Hagen Property 5515 Wilmot Road to the Village of Johnsburg* was duly passed by the President and Board of Trustees of the Village of Johnsburg.

The pamphlet form of Ordinance No. 2018-19-14, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on the 8th day of November, 2018, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and the seal of the Village of Johnsburg, Illinois, this 8th day of November, 2018.



Claudett E. Peters, Village Clerk
Village of Johnsburg,
McHenry County, Illinois

(SEAL)