
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**RESOLUTION AUTHORIZING THE EXECUTION OF NON-EXCLUSIVE,
DEFEASIBLE PARKING EASEMENT WITH STORYBOOK GARDENS LLC**

CHET OLSON, Mayor
SUE MESSER, City Clerk
TOM MCDERMOTT
BIL HAYES
DON BURKE
JOHN BEARROWS
DAN MCDERMOTT
KATE SHAW-DICKEY
City Council

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
Peterson, Johnson, and Murray Chicago, LLC, City Attorneys
200 W. Adams, Suite 2125 Chicago, IL 60606

**RESOLUTION AUTHORIZING THE EXECUTION OF NON-EXCLUSIVE,
DEFEASIBLE PARKING EASEMENT WITH STORYBOOK GARDENS LLC**

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WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5-1-1, et seq.; and

WHEREAS, the City is the owner of the parking lot located at 426 N Main St, Rochelle, Ogle County, Illinois, with PIN Nos. 24-24-340-010 and 24-24-340-012; and

WHEREAS, the Storybook Gardens LLC is a lessee of the building located at the premises commonly known as 429 Lincoln Highway, Rochelle, Ogle County, Illinois with PIN No. 24-24-340-001; and

WHEREAS, the City wishes to grant, and Storybook Gardens LLC, a non-exclusive defeasible easement over and across PIN Nos. 24-24-340-010 and 24-24-340-012 for parking, which is necessary for the business that will be conducted by Storybook Gardens LLC; and

WHEREAS, Storybook Gardens LLC will be improving the leased property to use as a venue for weddings and banquet hall; and

WHEREAS, the Mayor and City Council finds that it is in the best interest of the City and its residents for the City of Rochelle to this Non-Exclusive, Defeasible Easement Agreement (attached hereto as Exhibit 1).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCHELLE, ILLINOIS as follows:

SECTION ONE. The foregoing Recitals are not mere preparatory language, but are hereby incorporated in this Section 1 as if said Recitals were fully set forth.

SECTION TWO. The City Manager is authorized to execute a Non-Exclusive, Defeasible Easement Agreement, in a form substantially similar to Exhibit 1, attached hereto, subject to review and revision as to form by the City Attorney.

SECTION THREE: All prior Ordinances, Resolutions and Personnel Policies in conflict or inconsistent herewith are hereby expressly repealed but only to the extent of such conflict or inconsistency.

SECTION FOUR: This Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED THIS _____ day of May, 2018.

AYES:

NAYS:

ABSENT:

APPROVED THIS _____ day of May, 2018.

MAYOR

ATTEST:

CITY CLERK

Mayor