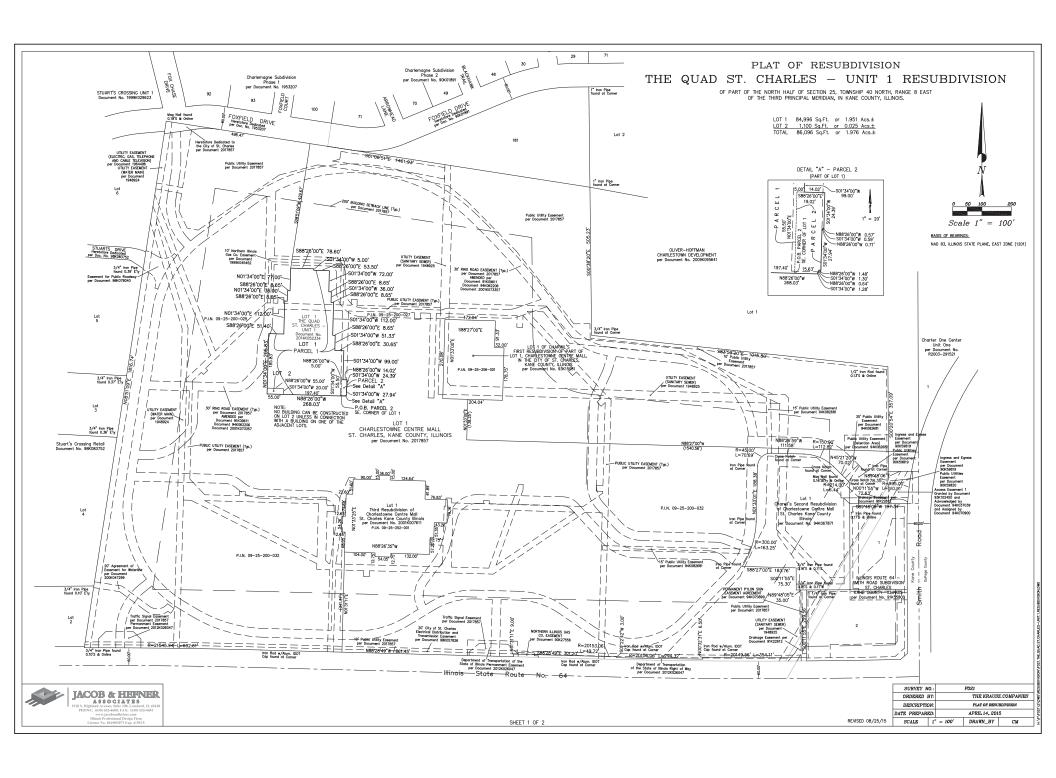
AGENDA ITEM EXECUTIVE SUMMARY Title: Recommendation to approve a revised Final Plat of Subdivision for the Quad St. Charles – Unit 1 Resubdivision (theater lot). Russell Colby Presenter: Please check appropriate box: **Government Operations** Government Services Planning & Development – (9/14/15) City Council **Public Hearing** Budgeted: YES Estimated Cost: N/A NO If NO, please explain how item will be funded: **Executive Summary:** SC 3800 LLC, the owners of the The Quad St. Charles/Charlestowne Mall, are requesting a second revision to the approved Final Plat of Subdivision that created a subdivided lot for the theater building. The lot was created for the purpose of conveying the property to the theater operators. The City approved the creation of this lot in 2014 and a modification to the lot in May 2015. The theater lot is currently owned by the mall owners and has not yet been conveyed to the theater operator. The mall owners recently determined that a small first floor corridor leading from the theater to the north wing of the mall should have been included in the theater lot. This corridor is structurally part of the theater building and also provides an exit from the theater building to the north parking lot. The mall owners are requesting to revise the approved plat to add this small area to the theater lot. Staff has reviewed the revised plat and has determined the request complies with the Charlestowne Mall PUD ordinance, 2013-Z-19. **Attachments:** (please list) Revised Final Plat of Subdivision, Aerial Photo, Ordinance approving the revised 2015 subdivision plat **Recommendation / Suggested Action** (briefly explain):

Recommendation to approve a revised Final Plat of Subdivision for the Quad St. Charles – Unit 1 Resubdivision

Agenda Item Number: 3h

(theater lot).

For office use only:



PLAT OF RESUBDIVISION

THE QUAD ST. CHARLES - UNIT 1 RESUBDIVISION

OF PART OF THE NORTH HALF OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN KANE COUNTY, ILLINOIS.

OWNER'S CERTIFICATE	OWNER'S CERTIFICATE
STATE OF ILLINOIS)) SS	STATE OF ILLINOIS) SS
COUNTY OF DUPAGE)	COUNTY OF)
This is to certify that SC 3800 MAN LLC, a Delaware limited liability company is the owner of the property described in the anneval plat and has caused the same to be surveyed, resubdivided, platted, and recorded as indicated thereon, for the uses and purposes therein set forth, and does hereby acknowledge and adapt the same under the stips and title thereon indicated.	This is to cartify that is the owner of the property described in the annexed plat and has caused the same to be surveyed, resubdivided, platted, and recorded as indicated thereon, for the uses on purposes therein set forth, and does hereby acknowledge and adopt the same under the style and titll thereon indicated.
Pursuant to Section 1.005 of the Plat Act, 765 ILCS 205, this document shall serve as the notarized statement concerning the school district statement to be submitted simultaneously with the Final Plat of Resubdivision for THE QUAD ST. CHARLES — UNIT 1 RESUBDIVISION, in Kane County, Illinois.	Pursuant to Section 1.005 of the Plat Act, 765 ILCS 205, this document shall serve as the notarized statement concerning the school district statement to be submitted simultaneously with the Final Plat of Resubdivision for THE QUAD ST. CHARLES — UNIT 1 RESUBDIVISION, in Kane County, Illinois.
To the best of the owner's knowledge the school district(s) in which the tract of land lies, is in the following district(s): ST. CHARLES COMMUNITY UNIT SCHOOL DISTRICT 303.	To the best of the owner's knowledge the school district(s) in which the tract of land lies, is in the following district(s): ST. CHARLES COMMUNITY UNIT SCHOOL DISTRICT 303.
Dated this day of, 201	Dated this day of, 201
SC 3800 MMI LLC. Delearer limited liability company By Krausz Monagement One, LLC, a Delearer limited liability company, Its Manager	Ву
By: F. Ron Krausz, Its Member	STATE OF) SS COUNTY OF)
NOTARY CERTIFICATE STATE OF)	I, the undersigned, a Notary Public in and for said county, in the state aforesaid,
) SS COUNTY OF)	do hereby certify that, of
	an corporation,
I, the undersigned, a Notary Public in and for said county, in the state aforesaid, do hereby certify that, of	and, of solid corporation, personally known to me to be the same persons whose names are subscribed to the foregoing
, an corporation,	instrument as such and and respectively, appeared before me this day in person and acknowledged that they
and of said corporation, personally known to me to be the same persons whose names are subscribed to the foregoing	signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth, and caused the corporate seal of said corporation to be affixed thereto as their own free and voluntary act, and as the free and voluntary act of
instrument as such respectively, appeared before me this day in person and acknowledged that they signed and delivered the sold instrument as their own free and voluntary act and as the free and voluntary act of sold corporation for the uses and purposed the therein set forth, and caused the corporate set of sold corporation to be affixed	said corporation for the uses and purposes set forth. Given under my hand and seal this day of, 201
thereto as their own free and voluntary act, and as the free and voluntary act of said corporation for the uses and purposes set forth.	By: Notary public Commission Expires
Given under my hand and seal this day of, 201	rectory public Commission Expires
_	

Commission Expires

STATE OF ILLINOIS)) SS
COUNTY OF KANE) SS
APPROVED THIS DAY OF 201 A.D.
CITY OF ST. CHARLES PLAN COMMISSION
CHAIRMAN
CITY COUNCIL CERTIFICATE
STATE OF ILLINOIS)
) SS COUNTY OF KANE)
APPROVED AND ACCEPTED THIS DAY OF A.D. 201
CITY COUNCIL OF THE CITY OF ST. CHARLES, ILLINOIS.
MAYOR MAYOR
CITY CLERK
CERTIFICATE AS TO SPECIAL ASSESSMENTS
STATE OF ILLINOIS)) SS
COUNTY OF KANE)
I DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT, OR UNPAID CURRENT OR FORFEITED SPECIAL ASSESSMENTS OR ANY DEFERRED INSTALLMENTS THEREOF THAT HAVE BEEN APPORTIONED AGAINST THE TRACT OF LAND INCLUDED IN THE PLAT.
DATED AT THE CITY OF ST. CHARLES, THIS DAY OF, A.D. 201_
BY COLLECTOR OF SPECIAL ASSESSMENTS
COLLECTOR OF SPECIAL ASSESSMENTS
DIRECTOR OF COMMUNITY DEVELOPMENT
STATE OF ILLINOIS)) SS
COUNTY OF KANE)
I,
DATED AT THE CITY OF ST. CHARLES,
THIS DAY OF, A.D. 201
DIRECTOR OF COMMUNITY DEVELOPMENT

CERTIFICATE OF COUNTY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF KANE

I, COUNTY CLERK OF KAME COUNTY. ILLINOIS, DO HEREBY CERTIFY THAT THERE ARE NO DELINQUENT TAYES, NO UNPAID FORFEITED TAXES, NO UNPAID CURRENT GENERAL TAXES AND NO REDEEMBLE TAX SALES AGAINST ARY OF THE LAND INCLUED IN THE ANNEXED PLAT.

I FURTHER CERTIFY THAT I HAVE RECEIVED ALL STATUTORY FEES IN CONNECTION WITH THE ANNEXED PLAT.

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK AT GENEVA, ILLINOIS,

BY _____COUNTY CLERK

SURVEYOR'S CERTIFICATE

STATE OF ILLINOIS)

COUNTY OF DUPAGE)

THIS IS TO CERTIFY THAT I, CARL J. COOK, ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003543, HAVE SURVEYED AND RESUBDIVIDED THE FOLLOWING DESCRIBED PROPERTY:

PARCEL 1:

LOT 1 IN THE QUAD ST. CHARLES — UNIT 1, BEING A RESUBDIVISION OF PART OF THE NORTH HALF OF SECTION 25, TOWNSHIP 40 NORTH, RANCE B EAST OF THE THIRD PRINCIPAL MEDIONA, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 17, 2014 AS DOCUMENT NUMBER 2014K052334, IN KANE COUNTY, ILLINOIS.

PARCEL 2

THAT PART OF LOT 1 IN CHARLESTOWNE CENTRE MALL ST. CHARLES, KANE COUNTY, ILLINOS SUBDIVISION, DEBNG A SUBDIVISION OF PART OF THE NORTH HALF OF SECTION 57, TOWNSHIP AND ONORTH, RANGE & EAST OF THE THROP PRINCIPAL MEDIONA, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 29, 1989 AS DOCUMENT NUMBER 2017857, DESCRIBED AS FOLLOWS:

DESCRIBED AS FOLOWS:

ECONNOC AT THE SOUTHEAST CORNER OF LOT 1 IN THE QUAD ST. CHARLES — UNIT 1. ACCORDING TO THE PLAT THESEOF RECORDED COTORER 17, 2014, AS DOCUMENT NUMBER OF CHARLES AND ACCORDING TO THE PLAT THESEOF RECORDED COTORER 57, 2014, AS DOCUMENT NUMBER OF CHARLES AND ACCORDED AS A MINITER OS SCOROSE EAST ALLOW THE POUND LINE OF SOUL OF LOT COTORED AS A MINITER OS SCOROSE EAST ALLOW THE DOUBLE LINE OF SOUL OF LOT COTORED ASS. A DISTANCE OF 24,9 FEET, THENCE SOUTH OF ECRES 28 MINITERS OS SCOROSE WEST, A DISTANCE OF 24,9 FEET, THENCE NORTH 88 DEGREES 28 MINITERS OS SCOROSE WEST, A DISTANCE OF 0.59 FEET, THENCE NORTH 88 DEGREES 28 MINITERS OS SCOROSE WEST, A DISTANCE OF 0.59 FEET, THENCE NORTH 88 DEGREES 28 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE NORTH 88 DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSE WEST, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.69 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE OF 1.60 FEET, THENCE SOUTH OF DEGREES 24 MINITERS OS SCOROSES, A DISTANCE

DIVIDING THE SAME INTO LOTS AS SHOWN BY THE ANNEXED PLAT WHICH IS A CORRECT REPRESENTATION OF SAID SURVEY AND RESUBDIVISION. ALL DISTANCES ARE SHOWN IN FEET AND DECIMALS THEREOF.

ACCORDING TO A SCALED INTERPRETATION OF THE EDEERAL EMERGENCY JANAGEMENT ACRES (**TLOOD INSURANCE RATE MAY RIGHT WANNS A MAY NUMBER! OF TOOSCONGO: WHITE TOO SCANGO: WHITE PARK AND A MAY NUMBER! OF TOOSCONGO: WHITE PARK AND AND A SCALE WAS NOT THE WAY OF THE WAS NOT SECOLAL FLOOD MACARDO REEDS.

GIVEN UNDER MY HAND AND SEAL AT LOMBARD, ILLINOIS,

THIS 14th DAY OF APRIL, 2015.



ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003543 JACOB & HEFNER ASSOCIATES, INC.

	SURVEY NO.:			F021	
	ORDERED BY:			THE KRAUS	Z.COMPANIES
	DESCRIPTION:			PLAT. OF. RESU	BDIVISION
	DATE PREPARED:			APRIL 14,.201	5
REVISED 08/25/15	SCALE	1'	= 100'	DRAWN_BY	CM



Notary public

Theater Lot Subdivision

RAYMOND ROGINA

Mayor

MARK KOENEN City Administrator





of St. Charles, Illinois County, Illinois age County, Illinois ection: Transverse Mercator edinate System: Illinois State Plane East h American Datum 1983



work was created for planning purposes only and is indeed as is, without warrantly of any kind, either essed or implied. The information represented may be a confidential procedure for the property of the p

Refer to: Minutes 5-18-1	5
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City of St. Charles, Illinois

Ordinance No. 2015-Z-10

Motion to approve an Ordinance Granting Approval of a revised Final Plat of Subdivision for The Quad St. Charles – Unit 1 Resubdivision (Charlestowne Mall PUD – The Quad St. Charles).

Adopted by the
City Council
of the
City of St. Charles
May18, 2015

Published in pamphlet form by authority of the City Council of the City of St. Charles, Kane and Du Page Counties, Illinois, May 23, 2015

1/VAMCy (JAVM City Clerk)



TC-13

City of St. Charles, Illinois Ordinance No. 2015-Z-10

An Ordinance Granting Approval of a revised Final Plat of Subdivision for The Quad St. Charles – Unit 1 Resubdivision (Charlestowne Mall PUD – The Quad St. Charles)

WHEREAS, an a Final Plat of Subdivision for The Quad Unit 1, said realty being legally described on Exhibit "A" attached hereto and incorporated herein (the "Subject Realty") was approved by Ordinance No. 2014-Z-9, "Ordinance Granting Approval of PUD Preliminary Site Plan, Engineering Plan and Final Plat of Subdivision (Charlestowne Mall PUD – The Quad St. Charles" on May 5, 2014; and

WHEREAS, the Final Plat of Subdivision for the The Quad Unit 1 was recorded in the Kane County Recorder's Office as Document #2014K052334; and,

WHEREAS, the owner of the Subject Realty, SC 3800 Main, LLC, has submitted a revised Final Plat of Subdivision requesting a minor revision to the plat to remove a portion of the lot created for the theater building that contains an open alley corridor providing loading dock access for the mall; and

WHEREAS, the Planning & Development Committee reviewed and recommended approval of the revised Final Plat of Subdivision on or about May 11, 2015; and

WHEREAS, the City Council of the City of St. Charles has received the recommendation of the Planning & Development Committee and has considered the same.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, as follows:

- 1. The preambles set forth hereinabove are incorporated herein as substantive provisions of this Ordinance as though fully set out in this Section 1.
- 2. That passage of this Ordinance shall constitute approval of a revised Final Plat of Subdivision, incorporated herein as Exhibit "B", such that the following documents and illustrations are hereby approved, reduced copies of which are attached hereto and, subject to compliance with such conditions, corrections, and modifications as may be required by the Director of Community & Economic Development and the Director of Public Works to comply with the requirements of the St. Charles Municipal Code:
 - Final Plat of Subdivision for The Quad St. Charles Unit 1 Resubdivision, prepared by Jacob & Heffner Associates Inc., dated 4/14/15

Ordinance No. 2015-Z-_10 Page 2

- 3. That the subject property may be developed and used only in accordance with all ordinances of the City now in effect or hereafter amended or enacted, and subject to the following:
 - The Final Plat of Subdivision shall be revised to include a restriction on Lot 2 stating that no building shall be constructed on Lot 2 unless constructed in connection with a building on one of the adjacent lots.
- 4. That after the adoption and approval hereof, the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois this 18th day of May, 2015.

PASSED by the City Council of the City of St. Charles, Kane and DuPage Counties, Illinois this 18th day of May, 2015.

APPROVED by the Mayor of the City of St. Charles, Kane and DuPage Counties, Illinois this 18th day of May, 2015.

Attest:

Nancy Garrison, City Clerk

Vote:
Ayes:
Ayes:
OAbstain:
Date:

APPROVED AS TO FORM:

City Attorney

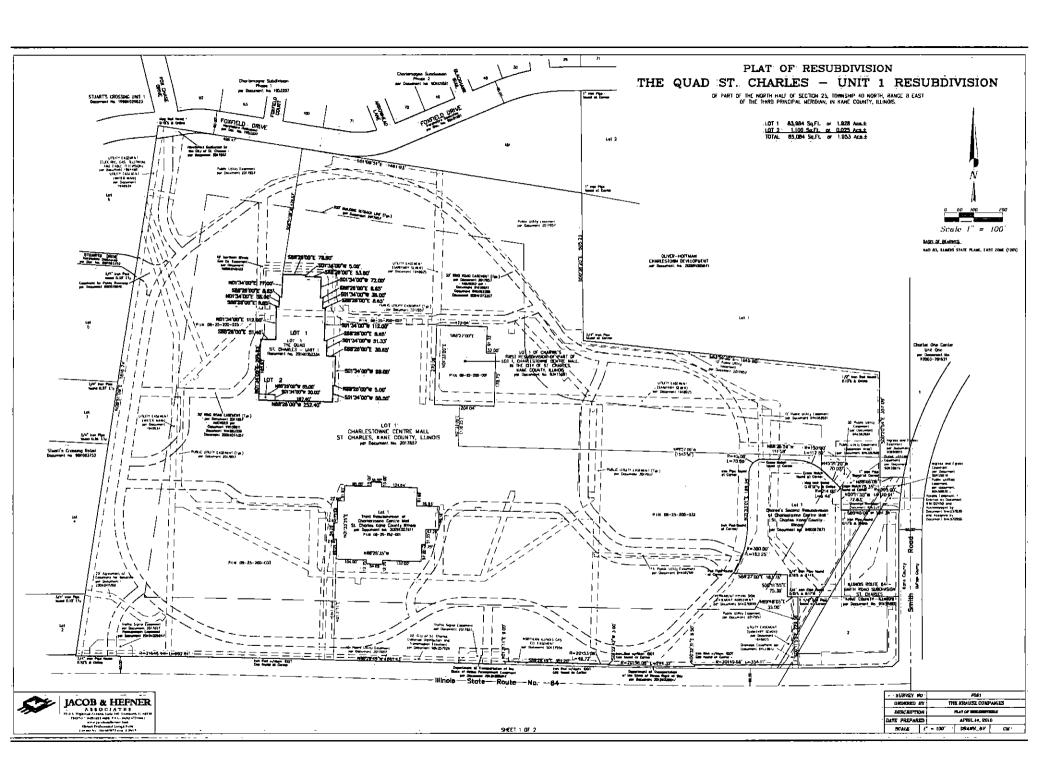
DATE:

EXHIBIT "A"

LEGAL DESCRIPTION

Lot 1 of the Quad St. Charles — Unit 1 Subdivision, recorded as Document 2014K052334, in the City of St. Charles; Kane County, Illinois.

EXHIBIT "B" FINAL PLAT OF SUBDIVISION



PLAT OF RESUBDIVISION

THE QUAD ST. CHARLES - UNIT 1 RESUBDIVISION

OF PART OF THE MORTH HALF OF SECTION 25, TOWNSHIP 40 MORTH, RANCE B EAST OF THE THIRD PRINCIPAL MEMBERS, IN 4AME COUNTY, BLUNCES.

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SURVEYOR'S CERTIFICATE

STATE OF GUMOS)

COUNTY OF DUPAGE)

THIS IS TO COPPLY THAT I, CAR, J. COOK, ILLINOS PROFESSIONAL LAND SURVEYOR NO DES-0035943, MAY SURVEYED AND RESIDENCED THE TOLLOWING DESCRIPE PROPERTY

(O) 1 M INC CLAD ST CHARLES — LANT 1, MEMO A MESADONISCHA OF PART OF THE ADMIN HALL OF SECTION 25. TORNESSES 40 HOPEN HANGE & LAST OF THE THROU PRINCEPAL MEMORIAL ACCURATIONS TO THE PLAT THEREOF MECONISCO DECEMBER 17, 2014 AS DOCUMENT HANGED PORTHOSISSAS, IN MARK COMMIT, LEADING

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State of Illinois)	
)	SS
Counties of Kane and DuPage)	

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on May18, 2015, the Corporate Authorities of such municipality passed and approved Ordinance No. 2015-Z-10, entitled

"Motion to approve an Ordinance Granting Approval of a revised Final Plat of Subdivision for The Quad St. Charles – Unit 1 Resubdivision (Charlestowne Mall PUD – The Quad St. Charles)."

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2015-Z-10, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on May 23, 2015, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this <u>18th</u> day of May, 2015.

(SEAL)