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**VILLAGE OF SUGAR GROVE  
BOARD REPORT**

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**TO:** VILLAGE PRESIDENT & BOARD OF TRUSTEES  
**FROM:** WALTER MAGDZIARZ, COMMUNITY DEVELOPMENT DIRECTOR  
**SUBJECT:** ORDINANCE: CORRECTING SSA #20  
**AGENDA:** AUGUST 16, 2016 REGULAR VILLAGE BOARD MEETING  
**DATE:** AUGUST 11, 2016

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**ISSUE**

Shall the Village Board approve an Ordinance amending the Ordinance establishing SSA No. 20 on College Corner Subdivision in order to correct a scrivener's error.

**DISCUSSION**

The Board previously approved an Ordinance establishing SSA No. 20 in the College Corner Subdivision. Following its recording it came to the attention of the Village staff that the map depicting the boundary of the SSA did not correspond to the legal description in the Ordinance.

Upon the advice of the Village Attorney, the Village Board must approve an ordinance amending the ordinance that established SSA No. 20 and substitute the Exhibit C that was included with the Ordinance. That is the purpose of the requested action.

College Corner Subdivision was approved with special storm water management facilities (permeable paving) located thereon and it is a requirement of the Kane County Storm Water Ordinance to establish a back-up SSA for future maintenance and repair of storm water management facilities located on the premises. SSA No. 20 would be expected to remain dormant until such time the property owner(s) fails to perform their function maintaining the operation of the storm water management areas specifically on the subject property.

**COSTS**

The cost of the requested action is limited to Village Attorney fees and recording costs.

**ATTACHMENTS**

- Ordinance Amending Ordinance No. 2016-0517A (An Ordinance Establishing a Special Service Area No. 20 for College Corner Subdivision in the Village of Sugar Grove, Kane County, Illinois) to Correct a Scrivener's Error on the Attached Exhibit "C"

**RECOMMENDATION**

That the Village Board approve an Ordinance Amending Ordinance No. 2016-0517A (An Ordinance Establishing a Special Service Area No. 20 for College Corner Subdivision in the Village of Sugar Grove, Kane County, Illinois) to Correct a Scrivener's Error on the Attached Exhibit "C".



**VILLAGE OF SUGAR GROVE  
KANE COUNTY, ILLINOIS**

**Ordinance No. 2016-0816B**

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**AN ORDINANCE AMENDING ORDINANCE NO. 2016-0517A  
(AN ORDINANCE ESTABLISHING A SPECIAL SERVICE AREA NO. 20 FOR  
COLLEGE CORNER SUBDIVISION IN THE VILLAGE OF SUGAR GROVE, KANE  
COUNTY, ILLINOIS) TO CORRECT A SCRIVINER'S ERROR  
ON THE ATTACHED EXHIBIT "C"**

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Adopted by the  
Board of Trustees and President of the Village of Sugar Grove  
this 16th day of August, 2016

Published in pamphlet form  
by authority of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois,  
this 16th day of August, 2016

**ORDINANCE NO. 2016-0816B**

**AN ORDINANCE AMENDING ORDINANCE NO. 2016-0517A  
(AN ORDINANCE ESTABLISHING A SPECIAL SERVICE AREA NO. 20 FOR  
COLLEGE CORNER SUBDIVISION IN THE VILLAGE OF SUGAR GROVE, KANE  
COUNTY, ILLINOIS) TO CORRECT A SCRIVINER'S ERROR  
ON THE ATTACHED EXHIBIT "C"**

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**BE IT RESOLVED** by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

**WHEREAS**, the Village of Sugar Grove is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution, and accordingly, acts pursuant to the powers granted to it under 65 ILCS 5/1-1 *et seq.*; and,

**WHEREAS**, Ordinance No. 2016-0517A was adopted by the President and the Board of Trustees of the Village of Sugar Grove, Illinois, on May 17, 2016, which adopted Special Service Area No. 20; and,

**WHEREAS**, due to a scrivener's error, the map attached as Exhibit "C" did not accurately reflect the area as was correctly and fully set forth in the legal description contained within said establishing ordinance as Exhibit "A," the notice of hearing regarding the same as was set forth in Exhibit "B," and correctly represented by permanent index numbers set forth in Exhibit "D;" and,

**WHEREAS**, as of the date of this amendatory ordinance, no taxes have been levied or imposed against any of the properties described or depicted in Exhibits "A," "B," "C" or "D," pursuant to Ordinance No. 2016-0517A.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

**SECTION ONE:** That due to a scrivener's error on the map attached to Ordinance No. 2016-0517, said map shall be corrected to read as is depicted in the attached Exhibit "A" of this Ordinance and shall be substituted to replace Exhibit "C" of Ordinance 2016-0517A.

**SECTION TWO: GENERAL PROVISIONS**

**REPEALER:** All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

**SEVERABILITY:** Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this this 16th day of August, 2016.

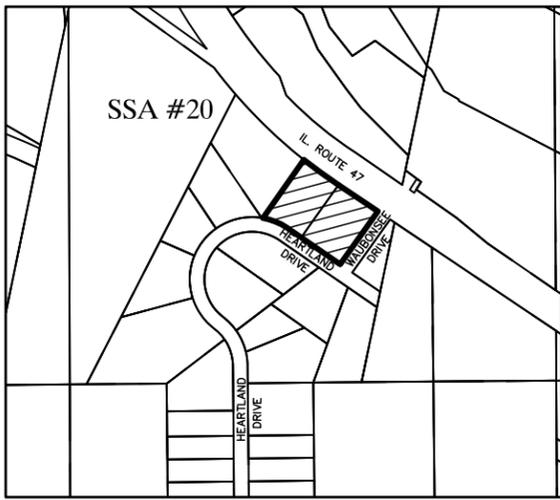
\_\_\_\_\_  
P. Sean Michels  
President of the Board of Trustees of the  
Village of Sugar Grove, Kane County, Illinois

ATTEST: \_\_\_\_\_  
Cynthia L. Galbreath  
Clerk, Village of Sugar Grove

	Aye	Nay	Absent	Abstain
Trustee Kevin Geary	___	___	___	___
Trustee Mari Johnson	___	___	___	___
Trustee Sean Herron	___	___	___	___
Trustee Ted Koch	___	___	___	___
Trustee Rick Montalto	___	___	___	___
Trustee David Paluch	___	___	___	___
Village President P. Sean Michels	___	___	___	___

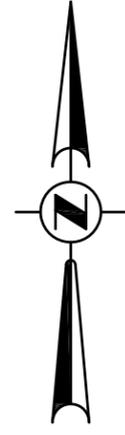
EXHIBIT

LOCATION MAP



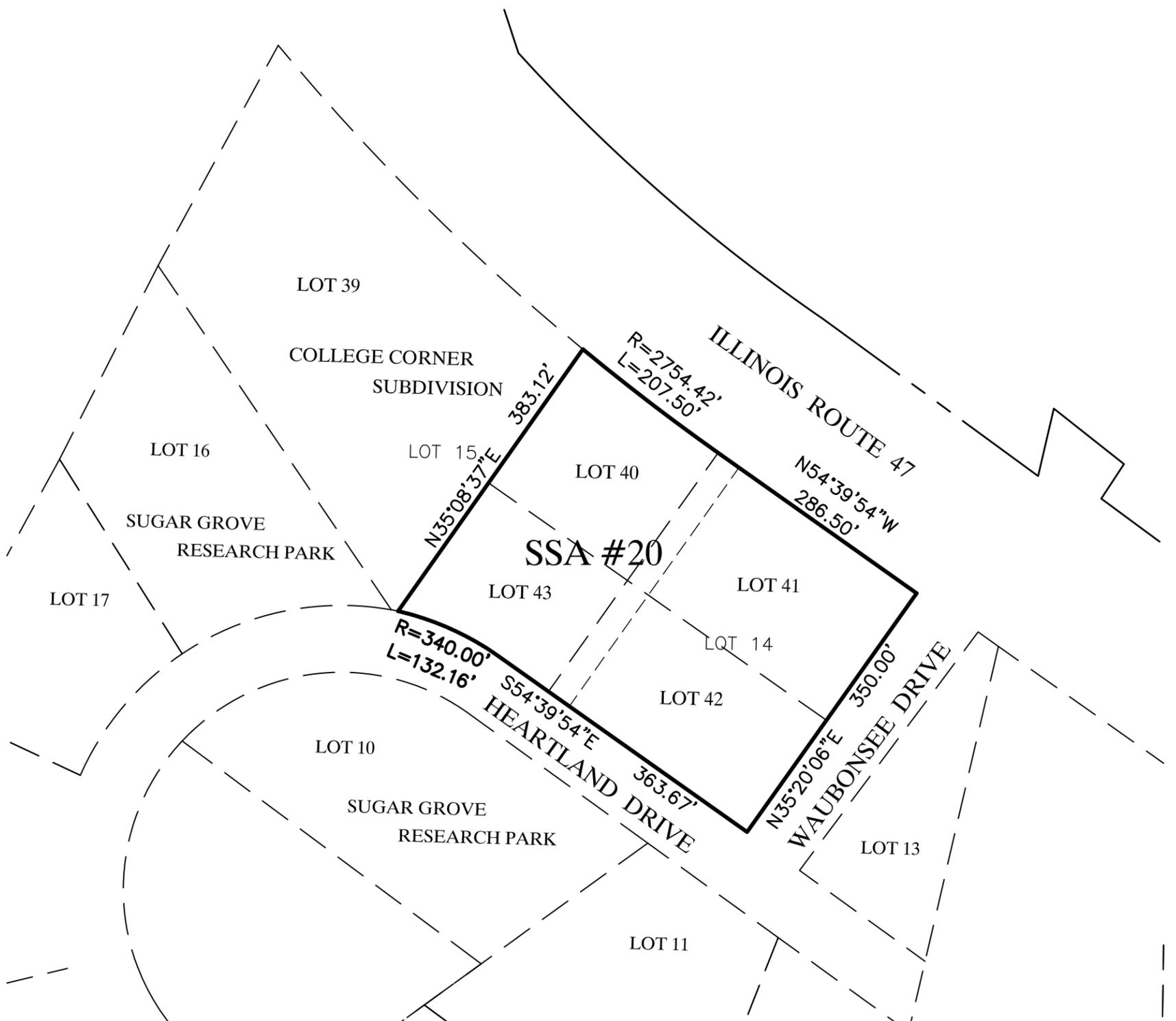
# SSA MAP

SPECIAL SERVICE AREA #20



SSA#20  
LEGAL DESCRIPTION:

LOTS 40, 41, 42 AND 43 IN COLLEGE CORNER SUBDIVISION, BEING A RESUBDIVISION OF LOTS 14 AND 15 IN SUGAR GROVE RESEARCH PARK IN THE VILLAGE OF SUGAR GROVE, KANE COUNTY, ILLINOIS.



**Engineering Enterprises, Inc.**

**CONSULTING ENGINEERS**

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630.466.6700 / [www.eeiweb.com](http://www.eeiweb.com)

PROJECT NO: SG0922  
FILE NO: SG0922-SSA-20