

RESOLUTION NO. 29-2023

**A RESOLUTION ACCEPTING THE DEDICATION OF BRIARWOOD DRIVE AND
REGENT DRIVE AS PUBLIC RIGHTS-OF-WAY**

WHEREAS, the Timber Trails Villas Homeowner's Association ("*Timber Trails HOA*") is the owner of that certain real estate commonly known as Regent Drive and Briarwood Drive within the Village of Gilberts ("*Village*"), which property is more fully described in Exhibit A; and

WHEREAS, Regent Drive and Briarwood Drive have previously operated as private roads within the Timber Trails Subdivision; and

WHEREAS, the Timber Trails HOA desires to dedicate Regent Drive and Briarwood Drive to the Village as public rights-of-way for public street and utility purposes pursuant to the provisions of the Illinois Plat Act (765 ILCS 205/3); and

WHEREAS, the Timber Trails HOA has prepared a Plat of Dedication evidencing the dedication of Regent Drive and Briarwood Drive ("*Plat of Dedication*"), a copy of which is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the Timber Trails HOA has requested that the Village accept the dedication of Regent Drive and Briarwood Drive as shown on the Plat of Dedication; and

WHEREAS, the Village Engineer has reviewed and approved the Plat of Dedication, subject to certain additions and revisions; and

WHEREAS, the Village Board of Trustees has determined that it is in the best interests of the health, safety, and welfare of the Village and its residents to accept the dedication of Regent Drive and Briarwood Drive as public rights-of-way for public street and utility purposes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF GILBERTS, IN KANE COUNTY, ILLINOIS, as follows:

Section 1. **Acceptance of Dedication.** The Corporate Authorities of the Village of Gilberts hereby accepts the statutory dedication of Regent Drive and Briarwood Drive as public rights-of-way pursuant to the Plat of Dedication attached hereto as Exhibit A in accordance with the Plat Act (735 ILCS 205/3).

Section 2. **Condition.** The acceptance of the dedication of Regent Drive and Briarwood Drive by the Village is conditioned upon the Timber Trails HOA providing the Village with a revised Plat of Dedication reflecting the revisions required by the Village Engineer.

Section 3. **Authorization.** The Village President is hereby authorized and directed to execute and seal all documents necessary to effectuate the approvals granted by this Resolution, and the Village Administrator is authorized and directed to record this Resolution and the Plat of Dedication with the Kane County Recorder at the expense of the Timber Trails HOA.

Section 3. **Effective Date.** This Resolution shall be in full force and effect from and after its approval in the manner provided by law.

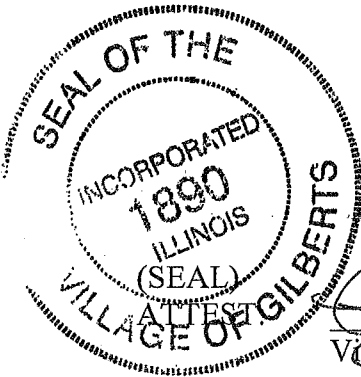
PASSED BY THE BOARD OF TRUSTEES this 3rd day of October, 2023, as follows:


	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Robert Vanni	X	_____	_____	_____
Trustee Robert Chapman	X	_____	_____	_____
Trustee Justin Redfield	X	_____	_____	_____
Trustee Jeanne Allen	X	_____	_____	_____
Trustee Frank Marino	X	_____	_____	_____
Trustee Brandon Coats	_____	_____	A	_____
President Guy Zambetti	_____	_____	_____	_____

APPROVED THIS 3rd DAY OF OCTOBER, 2023.



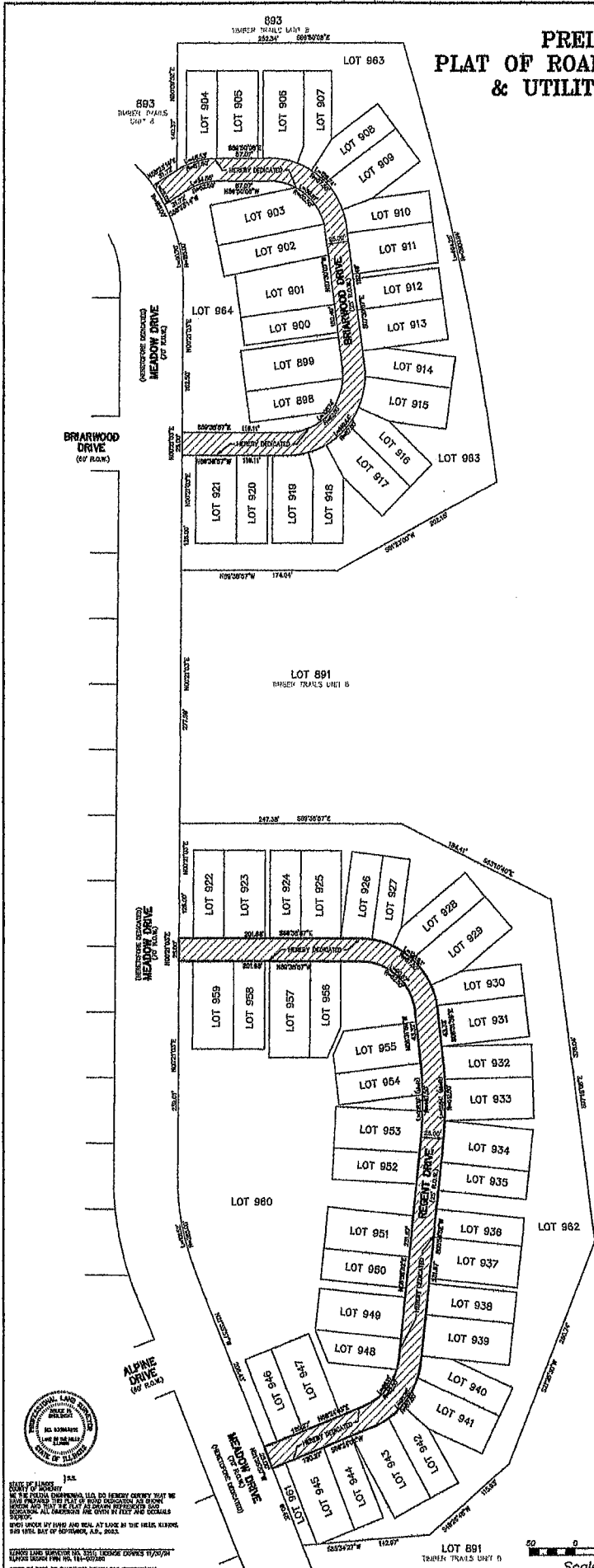
 Guy Zambetti, Village President





 Village Clerk

PRELIMINARY PLAT OF ROADWAY DEDICATION & UTILITY EASEMENT



BASIS FOR BEARINGS
THE BASIS FOR BEARINGS SHOWN HEREON IS THE
PLAT OF SUBDIVISION OF "TIMBER TRAILS UNIT B"
RECORDED JUNE 29, 2012 AS DOCUMENT
NUMBER 2002060761, IN KANE COUNTY,
ILLINOIS.

LEGAL DESCRIPTION OF PROPERTY DEDICATED
BRARWOOD DRIVE AND RECENT DRIVE IN "TIMBER TRAILS UNIT B" BEING A RESUBDIVISION OF
LOTS 890 AND 897 AND PART OF LOT 891 IN "TIMBER TRAILS UNIT B" BEING A PART OF THE
NORTHEAST QUARTER OF SECTION 38, TOWNSHIP 42N, RANGE 7E, EAST OF THE THIRD
PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 28, 2012 AS
DOCUMENT NUMBER 2002060761 AND CERTIFICATE OF CORRECTION RECORDED JULY 23, 2002
AS DOCUMENT NUMBER 2002060761, IN KANE COUNTY, ILLINOIS.

AREA HEREBY DEDICATED =

AREA DEDICATED
BRARWOOD DRIVE - 15864 Sq. Ft. or 0.364 Acres
RECENT DRIVE - 22410 Sq. Ft. or 0.514 Acres

OWNER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
I, _____, IS THE OWNER OF THE
PROPERTY DESCRIBED HEREON, AND I HAVE CAUSED THE SAID PROPERTY TO BE PLATTED AND
RECORDED AS SHOWN HEREON, AND THAT AS SAID OWNER, I CONSENT TO THE DEDICATION
OF RIGHT-OF-WAY SHOWN HEREON.

DATED THIS _____ DAY OF _____ A.D. 2022

BY _____ (TITLE)

PRINTED NAME _____

ATTEST: _____ (TITLE)

NOTARY PUBLIC

STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
I, _____ A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN THE
STATE OF ILLINOIS, DO HEREBY CERTIFY THAT _____ PERSONS WHOSE NAMES ARE SUBSCRIBED TO
THE FOREGOING INSTRUMENT AS OWNERS, APPEARED BEFORE ME THIS DAY IN PERSON AND
ACKNOWLEDGED THAT THEY SEEMED AND DELIVERED THE SAID INSTRUMENT AS THEIR OWN FREE
AND VOLUNTARY ACT FOR THE USES AND PURPOSES HEREIN SET FORTH.
GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS _____ DAY OF _____ A.D. 2022.

NOTARY PUBLIC
MY COMMISSION EXPIRES _____

COUNTY CLERK'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
I, _____ COUNTY CLERK OF KANE COUNTY, ILLINOIS, DO HEREBY
CERTIFY THAT THESE ARE THE INDIVIDUAL GENERAL TAXORS, WHOSE NAMES ARE LISTED
ON SAID PLAT, WHOSE TAXES ARE DUE AND RECEIVABLE TAX SALES AGAINST ANY OF THE LAND INCLUDED
IN THE ANNEXED PLAT HEREIN DRAWN.

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

GIVEN UNDER MY HAND AND SEAL OF THE COUNTY CLERK AT _____ ILLINOIS,
THIS _____ DAY OF _____ A.D. 2022.

COUNTY CLERK _____

VILLAGE BOARD CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
APPROVED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF GILBERT,
ILLINOIS, THIS _____ DAY OF _____ A.D. 2022.

VILLAGE PRESIDENT _____
ATTEST: VILLAGE CLERK _____

VILLAGE ENGINEER'S CERTIFICATE

STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
APPROVED BY THE VILLAGE ENGINEER OF THE VILLAGE OF GILBERT, ILLINOIS, THIS _____ DAY
OF _____ A.D. 2022.

VILLAGE ENGINEER _____
LICENSE NUMBER _____ EXPIRATION DATE _____

RECORDER'S CERTIFICATE

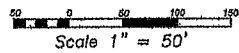
STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
THIS INSTRUMENT FILED FOR RECORD IN THE RECORDER'S OFFICE OF KANE COUNTY, ILLINOIS ON THE
____ DAY OF _____ A.D. 2022 AT _____ O'CLOCK _____ M., AS DOCUMENT
NO. _____

KANE COUNTY RECORDER _____

SUBMITTED BY AND RETURN TO:
VILLAGE OF GILBERT
87 GALLIGAN ROAD
GILBERTS, IL., 60136



STATE OF ILLINOIS)
COUNTY OF KANE) s.s.
I, _____ COUNTY ENGINEER, ILLINOIS, DO HEREBY CERTIFY THAT I
HAVE REVIEWED THE PLAT OF ROAD DEDICATION AND UTILITY EASEMENT
HEREON, AND THAT THE SAID PLAT IS IN ACCORDANCE WITH THE
REQUIREMENTS OF THE ILLINOIS LAND SURVEYING ACT AND ALL
APPLICABLE ORDINANCES. ALL REQUIREMENTS ARE GIVEN IN FULL AND COMPLETE
COMPLIANCE WITH THE ILLINOIS LAND SURVEYING ACT AND ALL
APPLICABLE ORDINANCES.
GIVEN UNDER MY HAND AND SEAL AT GILBERT, ILLINOIS, THIS
____ DAY OF _____ A.D. 2022.



POLENA ENGINEERING LLC
 WHITTON 630-663-6331
 LAKE IN THE HILLS 630-563-9200
 INFO@POLENA.COM
 WWW.POLENA.COM
ILLINOIS PROFESSIONAL DISCIPLINE NO. 181-02750
 ILLINOIS LAND SURVEYING ACT AND ALL APPLICABLE ORDINANCES