

Recorder's Stamp

ORDINANCE NO. 06-09

AN ORDINANCE EXTENDING THE DATE BY WHICH THE OWNER OF APPROXIMATELY 155 ACRES LOCATED AT THE NORTHEAST CORNER OF HAEGERS BEND ROAD AND CHAPEL ROAD HAS TO EXECUTE AND DELIVER TO THE VILLAGE OF BARRINGTON HILLS AN ANNEXATION AGREEMENT

WHEREAS, the President and Board of Trustees of the Village of Barrington Hills (the "Village"), in Ordinance No. 05-07, approved an annexation agreement (the "Annexation Agreement") relating to the annexation and development of approximately 155 acres located at the northeast corner of Haegers Bend Road and Chapel Road (the "Subject Property"); and

WHEREAS, a condition of Ordinance No. 05-07 is that the owner of record of the Subject Property (the "Owner") execute and deliver the Annexation Agreement to the Village by June 1, 2006; and

WHEREAS, the Owner had intended to sell the Subject Property to a contract purchaser prior to June 1, 2006, which sale ultimately was not consummated; and

WHEREAS, the Owner has informed the Village that it has a new contract purchaser for the Subject Property (the "New Contract Purchaser"); and

WHEREAS, as a result of the Owner entering into a sales contract for the Subject Property with the New Contract Purchaser, the Owner has requested an extension of the date by which to execute and deliver to the Village the Annexation Agreement to December 31, 2006; and

WHEREAS, the President and Board of Trustees of the Village have determined it to be in the best interests of the Village to grant the Owner an extension of the date by which to execute and deliver to the Village the Annexation Agreement to December 31, 2006, subject to certain conditions.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BARRINGTON HILLS, COOK, KANE, LAKE AND MCHENRY COUNTIES, ILLINOIS, as follows:

SECTION 1: Subject to the conditions set forth in Section 2 of this Ordinance, the President and Board of Trustees of the Village hereby grant the Owner an extension of the date by which to execute and deliver to the Village the Annexation Agreement to December 31, 2006 (the "Extension").

SECTION 2: The Extension granted herein is conditioned upon (i) the New Contract Purchaser filing with the Village a sketch plan application for the Subject Property and (ii) the Owner filing with the Village a consent for the New Contract Purchaser to file the sketch plan application.

SECTION 3: Subject to the conditions set forth in Section 2 of this Ordinance, the authorizations granted in Ordinance No. 05-07 shall remain in full force and effect until December 31, 2006. If, however, the Owner has not fully executed and delivered the Annexation Agreement to the Village on or before December 31, 2006, Ordinance No. 05-07 and the authorizations granted therein shall be null and void and of no further force and effect.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

Passed this 22nd day of May, 2006.

AYES: 6 NAYS: 0 ABSENT: 1

Approved this 22nd day of May, 2006.



Village President

ATTEST:



Village Clerk