

**BATAVIA PARK DISTRICT
ORDINANCE #375**

**ORDINANCE REQUESTING THE TRANSFER OF CERTAIN PARCELS OF REAL
ESTATE FROM THE CITY OF BATAVIA PURSUANT TO THE
LOCAL GOVERNMENT PROPERTY TRANSFER ACT**

WHEREAS, the Board of Commissioners of the Batavia Park District (the "Park District") has determined that it is necessary and convenient for it to use, occupy, and improve the parcels of real property owned by the City of Batavia (the "City Parcels") identified as follows and depicted on the Plat of Survey for Park District purposes:

Parcel One consisting of 1099 square feet;

Parcel Two consisting of 1831 square feet;

Parcel Five consisting of 42,984 square feet; and

Parcel Six; and

WHEREAS, the Board of Commissioners desires the Corporate Authorities of the City to convey the City Parcels to the Park District, pursuant to the authority conferred by the Local Government Property Transfer Act, 50 ILCS 605/0.01 *et seq.*; and

WHEREAS, the City desires to acquire, and the Park District is willing to transfer, in exchange for the City Parcels, the following parcels of real property owned by the Park District depicted on the Plat of Survey (the "Park District Parcels"):

Parcel Three consisting of 1872 square feet depicted on the plat of survey attached hereto and incorporated herein as Exhibit A (the "Plat of Survey"); and

Parcel Four consisting of 3294 square feet depicted on the Plat of Survey; and

WHEREAS, the Board of Commissioners of the Batavia Park District desires to have the Parcels transferred by the subdivision of the separate parcels into the larger parcels of property owned by each the City and the Park District as provided in the preliminary plat of subdivision attached hereto and incorporated herein by reference as Exhibit B (the "Final Plat of Subdivision") according to the terms and conditions of the intergovernmental agreement attached hereto and incorporated herein by reference as Exhibit C (the "Agreement") for each parties' respective uses for their respective public purposes;

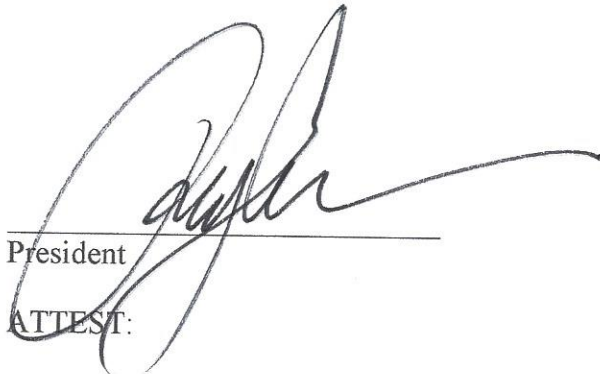
NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Batavia Park District, Kane County, Illinois, as follows:

Section 1: The foregoing recitals are hereby incorporated herein as findings of the Board of Commissioners of the Batavia Park District.

Section 2: The Park District hereby declares the necessity and convenience for it to use, occupy, and improve the City Parcels to be acquired in exchange for the Park District Parcels pursuant to the terms and conditions of the Agreement by signing and recording a plat of subdivision in substantial compliance with the Final Plat of Subdivision, to be approved through the usual and customary subdivision process by the City.

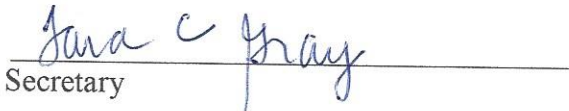
SECTION 3. This Ordinance shall be in full force and effect upon its presentation, passage and publication according to law.

PRESENTED to and **PASSED** by the Board of Commissioners of the Batavia Park District this 15th day of May, 2018.



President

ATTEST:



Secretary