

**LEGAL NOTICE OF A POTENTIAL TEMPORARY PUBLIC VACATION,  
TEMPORARY RELOCATION OF AND EVENTUAL RETURN OF ROADWAY TO  
NEARLY AS POSSIBLE TO PRESENT LOCATION OF  
ROADWAY TO BE THEN WITHIN THE CITY OF LASALLE  
(Portion of East 3<sup>rd</sup> Road)**

**PUBLIC NOTICE** is hereby provided of a public hearing that will take place on December 3, 2018 as part of the City of LaSalle regular City Council Meeting taking place at 6:30 p.m. in the LaSalle City Council Chambers at City Hall, 745 Second Street, LaSalle, Illinois, on Petition of Illinois Cement Company, LLC, a Delaware Limited Liability Company, (hereinafter referred to as “Illinois Cement Company, LLC”) concerning, amongst other matters, the potential temporary vacation, temporary relocation, and eventual return to as nearly as possible its present location of a certain portion of what is commonly presently known as E. 3<sup>rd</sup> Road within LaSalle County, Illinois, and consideration of a roadway agreement related to a portion of said roadway as between the City of LaSalle and Illinois Cement Company, LLC, regarding road/right-of-way to then be within the City of LaSalle and related matters in the event of and upon annexation of any additional premises necessary to jurisdictionally accomplish all of said potential temporary vacation, agreement regarding temporary relocation of and eventual return to as nearly as possible its present location of a certain roadway presently described as follows:

That portion of East 3rd Road from the North line of the Southwest Quarter of Section 27 and the Southeast Quarter of Section 28, to a point 1690 feet South of the North line of the Northeast Quarter of Section 33 and the Northwest Quarter of Section 34 all in Township 34 North, Range 1 East of the Third Principal Meridian, LaSalle County, Illinois;

All potentially subject and potentially conditioned upon the following:

- A. The annexation to the City of LaSalle of any additional premises necessary to jurisdictionally accomplish all of said temporary vacation, relocation, and restoration to as nearly as possible its present location of said portion of said roadway;
- B. The consideration of and entry into of an appropriate roadway agreement, which would contain, amongst other provisions and conditions, the following:
  - 1. That said vacation will be temporary and subject to Illinois Cement Company, LLC constructing a relocated road (“relocated road”) within Section 28 and Section 33, Township 34 North, Range 1 East of the Third Principal Meridian, Dimmick Township, LaSalle County, Illinois;
  - 2. That the relocated road would be constructed in such location within Section 28 and Section 33, and to such quality in regard to specifications that would be satisfactory to the City of LaSalle pursuant to appropriate terms to be provided within said roadway agreement;
  - 3. That said roadway agreement would further contain terms including that said relocated road would remain until Illinois Cement Company, LLC has mined all

of the limestone in the current location of E. 3<sup>rd</sup> Road and has further then thereafter reconstructed E. 3<sup>rd</sup> Road back in its approximate present location pursuant to plans and specifications that shall be mutually agreeable as between the City of LaSalle and Illinois Cement Company, LLC in furtherance of the roadway agreement, but which specifications and reconstruction of said roadway shall be consistent with the City of LaSalle design specifications as provided within City of LaSalle Ordinances including, but not necessarily limited to, the City of LaSalle Subdivision Ordinance.

4. That in the event and following the appropriate reconstruction of the portion of E. 3<sup>rd</sup> Road back to its present location, the relocated road would then be vacated to the adjoining owners.
5. Such other provisions as would be agreed to between the parties.

That Illinois Cement Company has represented itself to be the owner of the adjoining parcels of Real Estate having LaSalle County Parcel Identification Numbers, including those as follows: 11-28-402-000, 11-28-404-000, 11-28-406-000, 11-28-401-000, 11-28-405-000, 11-33-200-000 11-27-300-000 and 11-34-100-000.

That at the time of said public hearing, evidence will be taken and considered regarding, amongst other matters, said temporary vacation, temporary relocation, and eventual return to as nearly as possible its present location of said portion of E. 3<sup>rd</sup> Road together with consideration of entering into and the terms of an appropriate roadway agreement as between the City of LaSalle and Illinois Cement Company, LLC, as well as consideration of all other lawful matters appropriate for consideration at the time of any such hearing, including, but not limited to, statutory considerations in 65 ILCS 5/11-91-1, also consideration of the relationship of the potential temporary vacation and related matters in regard to said roadway to potential annexation and annexation agreements in regard to certain adjacent premises also the subject of public hearings at or about the same time, the consideration of the terms of said potential roadway agreement, related to said temporary vacation and related matters as set forth herein, and considering such other evidence and factors as may be appropriate and relevant pursuant to law. That said public hearing will take place in accord with appropriate law and all parties will be provided an opportunity to be heard in connection with all matters related to the subject matter of said hearing.

That following the public hearing, and at the same regular City Council meeting for the City of LaSalle and/or thereafter, the City Council of the City of LaSalle may consider an Ordinance and/or Ordinances in connection with the temporary vacation of all and/or a portion of said right-of-way, the temporary relocation thereof, and the eventual restoration of said roadway/right-of-way to return it to as nearly as possible its present location, the consideration of entering into and potentially action on entering into a roadway agreement related thereto and all related matters including, but not limited to, the temporary vacation, relocation and such provisions and reservations as the City of LaSalle City Council deems appropriate in the circumstances, including, such other lawful terms, covenants, provisions, conditions and/or contingencies as the City Council of the City of LaSalle may deem appropriate in the circumstances.

You are further notified that any potential proposed roadway agreement may be changed, altered, modified, amended or redrafted in its entirety prior to and/or after the public hearing.

City of LaSalle, Illinois

By: /s/ Carrie Brown, City Clerk

November 17, 2018