



VILLAGE OF
Midlothian

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“FLOOD CONTROL PROJECT ON NATALIE CREEK”

**VILLAGE OF MIDLOTHIAN & METROPOLITAN WATER RECLAMATION DISTRICT
(MWRD)**

TALKING PAPER ON EASEMENTS AND YOUR PROPERTY

The Metropolitan Water Reclamation District (MWRD) plans to make stormwater conveyance and storage improvements along Natalie Creek to provide increased stormwater protection to area residents and businesses. The project includes upsizing restrictive culverts, widening the channel at several locations, creating a new stormwater storage basin along the creek and will protect an estimated 237 properties from overbank flooding for the 100 year storm (design event).

While the Village and/or MWRD cannot give individual property owners legal advice regarding easements on their property, the following is some general information that may be helpful to property owners considering a grant of easement. Each individual property has unique characteristics that should be considered when drafting and agreeing to an easement. Any property owner who has concerns regarding the meaning of terms in a proposed easement should contact an attorney for clarification. If you should have questions regarding how the project will impact your specific property you should contact **Mr. Steve Haucke, MWRD Civil Engineer, at phone number: (312) 751-5882, or e-mail: HauckeS@mwr.org.**

Definitions

Permanent Easement - The right to use the real property of another for a specific purpose. The easement is itself a real property interest, but legal title to the underlying land is retained by the original owner for limited purposes. The original owner's use of the property is limited by the restrictions outlined in the Grant Form/Paperwork mailed to the property owner.

Temporary Construction Easement - A temporary right acquired by one party (from the owner of real property) to use or control real property belonging to another party for the specific purpose of construction. The easement terminates at a set time or upon completion of the project. Legal title to the underlying land is retained by the original owner for limited use as defined in the Grant Form/Paperwork mailed to the property owner.

Restoration Of Property – The easement property will be restored to its “original or better condition as stated in the General Specifications of MWRD’s Construction Bid Documents for the Project.” This does not mean identical condition. Should any property owner have specific concerns regarding the restoration of the easement property, they should contact MWRD as well as photograph their property before the construction work begins.

The Village is optimistic that upon completion of the Natalie Creek flood control project, the easement grantors will benefit greatly from the reduced risk of flooding on their property.