VILLAGE OF EVANSVILLE SUBDIVISION CODE

SCHEDULES AND BONDS

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Schedule A. Checklist for Preliminary Plat

					(Name of Subdivision)
					(Date of Submission)
					(Due date of recommendation – 90 days)
NOTE:	To pro	perly execute 1	his checklist, the	e subdivider or h	nis engineer shall:
(A) (B) (C)	Insert Denot Denot abbrev	the required ir e compliance w e those items viation "N.A.").	formation. /ith applicable of which the subdi	dinances by place vider considers	cing his initials in all spaces where applicable. "not applicable" to this particular subdivision by the
	1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13.	Six copies of Plans conform Plan scale is Minimum pro A title sheet Name of pro Location give Name and ac Name and ac Name and ac North direction Date of prep A location ma b. c. d. f. Boundary line Total approx Existing zoni The following located 100' a.	preliminary plar m to Sec. 34-3-3 not less than 1" offile scale is 1" to is included with posed subdivision en by town, range ddress of owner, cal of professionan- own. ddress of the desi- on is shown. aration and date ap is included in A scale of no Boundary lin nearest arter Use of surror Ownership o Alignment of Section and es of proposed s imate acreage is ng classification g existing items, or less outside t Previously pl improvemen 1. 3. Railroad right 1. 2. Utility rights- 1. 2. 3	n submitted. to 100'. to 100' horizontal each set of preli n shown. le, section or oth trust, corporation al engineer or su signer of the plan e of revision, if an dicating: to less than 1" to es of adjoining la rial streets or oth unding land. f the surroundin f the surroundin f the surroundin f the surroundin f the surroundin f the surroundin f shown. is indicated. if within the boundaries an atted streets and ts, if any, indicated. if any, indicated. if within the boundaries an atted streets and ts, if any, indicated. boundaries an atted streets and ts, if any, indicated. if within the boundaries and atted streets and ts, if any, indicated. if any, indicated. if any, indicated. boundaries and ts, if any, indicated. cocation Dimensions forway, indicater Location Widths Type	l and 1" to 10' vertical. iminary plans. ner legal description. on, or subdivider having control of project is shown. urveyor who prepared topographic n is shown. ny, is shown. o 1,000'. and within an area bounded by the her natural boundaries. ag land. learly shown. undaries of the subdivision, or re shown: d other right-of-way, with ting: ating:
			J.	a. b. c. d.	Sewer Water Electric Other

d.	Parks and other	r open spaces indicating:
	1. 	
~	Z. Eacomonto ind	Alca
e.		Location
	1. 	Width
	2. 3	Purpose
f	Permanent buil	dings and structures, indicating
''	1.	Location
	2.	Setback lines
	3.	Names of owners
q.	Section and cor	porate lines
h.	Sanitary sewers	, indicating:
	1.	Location
	2.	Size
	3.	Manholes
	4.	Invert elevations at manholes
i.W	ater mains, indicating	:
	1.	Location
	2.	Size
	3.	Valves, indicating:
		a. Valve manhole, or
		b. Valve box
	4.	Fire hydrants and auxiliary valves
j.	Culverts, indica	ting:
	1.	Туре
	2.	Location
	3.	Size
	4.	Invert elevation
k.	Storm sewers, i	indicating:
	1.	Location
	2.	Size
	3.	Catch basins
	4.	Invert elevations
I.W	atercourses, indicating	g:
	1.	Туре
	2.	High water width and elevation
	3.	Width of easement
	4.	Location of easement
m.	Marshes or wet	lands, indicating:
	1.	Location
	2.	Dimensions
	3.	Soil bearing capacity
n.	Floodplains, flo	odways, or flood prone areas, indicating:
	1.	Location
	2.	Dimensions
	3.	Туре
0.	Rock outcrops,	indicating:
	1.	Location
	2.	Dimensions
p.	Monuments and	d survey markers, indicating:
	1.	Location
	2.	Туре
Topograp	hic data is given in fee	et above mean sea level within the tract and to
a distance	of 100' beyond, indic	ating:
а.	Existing contou	rs at vertical intervals of not more than 2'.

a.Existing contours at vertical intervals of not more than 2'.b.Proposed contours at vertical intervals of not more than 2'.

_____ 18.

- ___ c. Bench mark, indicating:
 - 1. Location
 - 2. Description
 - 3. Elevation
- 19. Soil bearing data is given, if required by the municipality, indicating:
 - Location of tests ____a.
 - ____ b. Depth of tests

b.

_C.

d.

- Soil bearing capacity _____ C.
- Moisture content d.
- 20. The following proposed items, if within the boundaries of the subdivision or located 100' or less outside of the boundaries, are shown:
 - _____ a.
- Layout of streets, indicating: Arterial streets, indicating: _____1. Right-of-way width ____ a. Roadway width, back to back b. of curbs _____2. Collector streets, indicating: ____ a. Right-of-way width b. Roadway width, back to back of curbs Local streets, indicating: 3. Right-of-way width _____ a. Roadway width, back to back b. of curbs Cul-de-sac streets, indicating: 4. Right-of-way width _____ a. ____ b. Roadway width, back to back of curbs The length does not exceed 500' с. unless there are less than 16 lots abutting the cul-de-sac street. ___ d. Terminus is circular, or nearly so, and right-of-way is at least 120' in diameter. Terminus roadway width is 80' _____e. in diameter. 5. Marginal access street, indicating: Right-of-way width _____ a. __ b. Roadway width, back to back of curbs 6. Through street shown extended to boundaries of subdivision ____7. Storm water runoff pattern on paving Names of streets Not duplicating the name of any street heretofore used in the 1. municipality or its environs, unless the street is an extension of an already existing street, in which case, the name shall be used. Street improvement plan showing location of all new street improvements, including those to the center line of previously dedicated rights-of-way, abutting the subdivision, in accordance with prevent municipality standards. Utility easements: ____ 1. Located at the rear of each lot and other necessary locations ____2. Not less than 10' in width on each lot 3. Purpose is indicated Storm water runoff is indicated 4.

- ____ e. Centerline profiles of all streets showing gradients not less than 0.4 percent and not more than:
 - _____1. 5.0% on collector streets
 - 2. 7.0% on minor streets
- f. Pedestrian ways, when required, indicating:
 - Location at approximately the center of blocks in excess of 1000' _____1. in length
 - _____2. Width not less than 10'
 - _____3. Shrub or tree hedge at side boundary lines
- Block layout, indicating: ____ g.
 - _____1. Blocks do not exceed 1200' in length
 - _____2. Additional access ways to parks, schools, etc., are shown in accordance with the plan commission's requirements
 - Blocks fit readily into the overall plan of the subdivision, with due 3. consideration given to:
 - Topographical conditions _____a.
 - Lot planning _____b.
 - Traffic flow pattern _____ C.
 - _ d. Public open space areas
 - Block numbers 4.
 - 5. Blocks intended for commercial, industrial or institutional use are so designated
- h. Lot layout, indicating:
 - Lot dimensions _____1.
 - Lot areas, not less than those stipulated in the appropriated 2. district regulations of the zoning code (Areas may be listed by Schedule)
 - _____3. Building setback lines shown and properly dimensioned
 - Proposed land use 4.
 - _____ 5. Lot numbers
 - _____6. Corner lots are sufficiently larger than interior lots to allow maintenance of building setback lines on both street frontages and still allow a buildable width equal to that of the smallest interior lot in the block
 - All lots abut a publicly dedicated street for a distance of not less 7. than the minimum width of the lot
 - 8. Lots are as nearly rectangular in shape as is practicable Lots are not less than the provision of the zoning code
 - 9.
 - Lot lines are substantially at right angles to the street lines and _____ 10. radial to curved street lines
 - 11. Double frontage lots only where:
 - Lots back upon an arterial street and front on an a. access street
 - other _____b. Topographic or conditions make subdividing otherwise unreasonable
 - Lots can be made an additional 20' deeper than _____ C. average
 - _____d. A protective screen planting is indicated on one frontage
 - _____12. Lots abutting or traversed by a watercourse, drainage way, channel way, channel, or stream, indicate:
 - Additional width and depth to provide an a. acceptable building site
 - Width of easement is at least 15' wider on each b. side of water at high water level
 - Due regard for natural features, such as: 13.
 - Trees _____a.

[2018]

Considered by	Plan Commission	n on	(Date)
Keviewed by _			(Zoning Administrator) (Date)
Device 11			(Address)
Completed by			(Name)
	or succe signs	and for seculity	
24.	Indication on c	and for seeding	ertificate that subdivider is aware of his responsibility for installation
23.	Indication that	sidewalks will b	be installed along all lot lines coincidental with street rights-of-way.
	accordance wit	th the land impr	ovements code.
22.	Typical street	cross-section sh	nowing base construction, surfacing, concrete curb and sidewalk in
	a.	Protective aga	ainst obstruction against drainage easements
21.	subdivider to h	ave the covena	nts recorded with the final plat.
71	An outline of	proposed cov	accordance with municipality standards
		2.	Statement by subdivider that street lights will be installed in
		1.	Locations and typical street light detail, or
	q.	Street light lay	yout, indicating:
		4.	Surface water drainage pattern for individual lot and block
		2.	Storm water is not carried across or around any intersection
		1. ວ	LOCATION Catch basins at not more than 600' intervale
	p.	Storm sewer I	ayout (See Ch. 32)
		4.	Fire hydrants, as per Section 34-5-43
		3.	Looped pattern where practicable
		2.	Size
		1.	Location
	0.	Watermain lay	yout, indicating:
		<u>5.</u> 4.	Manhole locations
		2. 3	Invert elevation at manholes
		1. 2	Size
	n.	Sanitary Sewe	l ayour, manading:
	2	Conitory come	possibility of flooding
		2.	Adequate installation of storm sewers would remove the
		-	would be relieved
		1.	Proposed changes in elevation of land showing that any flooding
	m.	Topographic i	nformation, indicating:
		3.	Acreage
		2.	Dimensions
		1.	Location
	I.	School sites, i	ndicating:
		2.	Location of site for community sewage disposal plant
	N.	1	Connection to existing sanitary sewer mains
	k	Provision for s	sewage disposal, indicating
		1. 	Location of site for community water plans
	J.		Connection to existing water mains
	<u>.</u>	3.	Acreage
		2.	Purpose
		1.	Plan conforms to general development plan of the municipality
	i.	Areas intende	d to be dedicated for public use, indicating:
			d. Other similar conditions
			c. Historic items
			b. Watercourses

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Schedule B. Checklist for Engineering Plans

			(Name of Subdivision)
			(Date of Submission)
		(Due d	ate of recommendation – 45 days)
NOTE:	To pro	operly execute this checklist, the subdivider or his engineer shall:	
(
(A) (B) (C)	Insert Denote Denote abbrev	the required information. The compliance with applicable ordinances by placing his initials in a the those items which the subdivider considers "not applicable" to viation "N.A.").	all spaces where applicable. In this particular subdivision by the
	1.	Plans have been submitted within twelve (12) months of the d board of the Preliminary Plan.	ate of approval by the municipality
	2. 3.	Four (4) copies of engineering plans have been submitted. Plans conform to Article V, p. 838.	
·	4.	A title sheet is included with each set of plans, and includes: a. Name of subdivision and unit number.	
		 b. Type of work covered. c. Location map showing relation of area to be im d. An index of sheets. 	nproved to existing streets.
		e. A summary of quantities. f. Name, address, and seal of registered enginee	r preparing the plans.
	F	g. Date of preparation and revisions, if any, is sho	Dwn.
·	J.	a. Horizontal scale is not less than 1" to 50'.	ual.
	c	b. Vertical scale is not less than 1" to 5'.	
	6. 7	Cross sections are plotted on Federal Ald Sneets, plate III.	
	7. 8.	An adequate number of bench marks are shown with elevation	ns referenced to mean sea level, to
		facilitate checking of elevations.	······································
	9.	Delineation is shown of all easements necessary to serve all lo utilities, and to allow for perpetual maintenance to these faciliti	ts with underground and overhead ies.
	10.	An application for State Environmental Protection Agency perm accompanies the plans.	nit for the sanitary sewer extension
	11.	Sanitary sewer plans and specifications are complete and requirements of the codes applicable thereto and denote all of	l conform to the standards and the following:
		a. All properties in the subdivision are served a provided.	ind house service connections are
		b. The minimum size main is 8" I.D.	
		c. The plan conforms to the overall municipal plat the subdivision.	an for any trunk sewers traversing
		d. The distance between manholes does not exce	ed 400'.
		e. The invert elevation of each manhole is shown	
		accepted engineering practice.	by percentage in accordance with
		g. Extra strength pipe and extra strength manhol shown on the plans and in the estimates of installation exceeds 8'	e wall construction is specified and of quantities where the depth of
		h. Profile of existing and proposed ground surface i. Risers are shown for individual house service	es. ce laterals where depths of main
		exceeds 12'.	
		J. Pipe joints are of permitted type.	
			7
		[2018]	

- 540 pounds in collector streets. 1.
- _ 2. 400 pounds in minor and cul-de-sac streets.
 - 3. 335 pounds in rear-lot easements.
- _____ 12. An application for State Environmental Protection Agency approval of the water main installation accompanies the plans.
- _____13. Water distribution plans and specifications are complete and conform to the codes applicable thereto and include all of the following:
 - All properties in the subdivision are served. a.
 - The minimum size main is 6" I.D. ____ b.
 - The plan conforms to the municipality's overall plan for any trunk lines which с. might traverse the subdivision.
 - d. Valve and hydrant spacing and location conform to the approved preliminary plan.
 - ____ e. Materials and joint specifications comply with the municipality's standards.
 - Specifications include provisions for testing and sterilization of all new water f. distribution facilities.
 - _____1. Valve cover
 - _____2. Standard cover
 - _ 3. Standard hydrant installation
- Street plans, including storm sewers, are complete and conform to the codes applicable thereto 14. and include the following:
 - The location of streets and width of pavements conform to those indicated on a. the approved preliminary plan.
 - Plan shows curb, gutter and sidewalk locations, and include the following ____ b. information:
 - Corner curb radius is not less than 16'. _____1.
 - 2. Curve data for all horizontal curves.
 - _____3. Direction of flow along all curbs.
 - No surface water is carried across or around any street 4. intersection, nor for a distance greater than 600'.
 - Cross-sections are submitted as necessary to indicate feasibility of proposed ____ C. street elevations in relation to adjacent lot elevations, and include sidewalk location.

Profiles are submitted for all paving centerlines and storm sewers and indicate: ____ d.

- Catch basin invert elevations. _____1.
- Minimum pipe size is 12" I.D., except that a lead from a single 2. inlet may be 10" I.D.
- _____3. The grade of each section of sewer is shown by percentage in accordance with accepted engineering practice.
- 4. Storm sewer elevations do not conflict with any other underground utilities.
- 5. Storm sewer is connected with an adequate outfall.
- _____6. Curve data is given for vertical road curves.

- The storm sewer system is designed to provide sufficient capacity for the e. drainage of upland areas contributing to the storm water runoff on the street.
 - Storm sewer design computations are submitted with plans. 1. f.
 - A surface water drainage pattern is shown for each block.

Material specifications comply with municipality standards and include: ____g.

- Paving base material _____1.
- 2. Paving surface materials
- _____3. Concrete
 - 4. Pipe materials

h.

- Typical cross-sections and details include the following:
 - Collector street _____1.
 - ___2. Minor or cul-de-sac street
 - 3. Concrete curb and gutter
 - Concrete sidewalk 4.

	5. Standard manhole					
	6. Standard cover					
	7. Catch basin					
15.	Street light plans are complete and include the following:					
	a. Pole locations					
	b. Spacing					
	c. Average maintained footcandle illumination (calculated).					
	1. Type of base and pole					
	2. Bracket or arm					
	3. Luminaire, indicating type of lamp and wattage					
	4. Mounting height					
16.	Parkway improvement specifications are complete and include provisions for:					
	a. Removal of stumps, trees that cannot be saved, boulders, and all other similar					
	items.					
	b. Grading, installation of topsoil and seeding or sodding.					
17.	Street signs are shown to be installed at all street intersections not previously marked.					
Completed by	(Name)					
··· [· ··· · /	(Address)					
	(Date)					
Reviewed by	(Zoning Administrator)					
	(Date)					
Considered by	Plan Commission on(Date)					
	(Chairman)					

Schedule C. Checklist for Final Plat

			(Name of Subdivision)
			(Date of Submission)
			(Due date of recommendation – 30 days)
NOTE:	To pro	operly execute t	this checklist, the subdivider or his engineer shall:
(Δ)	Insert	the required in	ofrmation
(A) (B)	Denot	e compliance w	vith applicable ordinances by placing his initials in all spaces where applicable.
(Ċ)	Denot	e those items	which the subdivider considers "not applicable" to this particular subdivision by the
	abbre	viation "N.A.").	
	4	Dist has have	
	1. ว	Plat has been	1 Submitted within Six (6) months after the approval of the engineering plans.
	Ζ.	an extension	of time has been requested and granted by the Village Board
	3.	One (1) origi	nal drawing of the final plat has been submitted.
	4.	One (1) trans	sparency print of the final plat has been submitted.
	5.	Four (4) copi	es of the final plat have been submitted.
	6.	Plat is drawn	with black or blue ink on heavy linen tracing cloth or polyester film.
	7.	North direction	on is shown.
	δ. 0	Scale is show	/n (minimum 1" equals 100").
	9.	and angles	ers and section lines are accurately tied into subdivision by distances
	10.	Official surve	y monuments are shown as required.
	11.	All necessary	v easements are shown and dimensioned.
	12.	Building setb	ack lines are shown and dimensioned in accordance with the zoning code.
	13.	Lot areas are	e in accordance with the applicable zoning regulations.
	14.	Street names	s are shown.
	15.	Areas to be	dedicated or reserved for public use are shown and described and the purpose is
	16	Protective co	wenants are lettered on the plat or are appropriately referenced
	17.	Required cer	tificates are shown and signed:
		a.	Surveyor's certificate (including legal description).
		b.	Owner's certificate.
		C.	Notary certificate.
		d.	County Clerk certificate.
		e.	Flood Hazard certificate.
		I.	Village Board Certificate
		9. h.	Administrator.
	18.	The following	g items have been submitted with the final plat:
		a.	Detailed specifications for all required land improvements not previously
		_	submitted and approved with the engineering plans.
		b.	A copy of the state sanitary water board permit for the sanitary sewer
		6	Installation.
		C.	installation
		d.	An affidavit by the subdivider acknowledging responsibility for the proper
			installation of all required land improvements.
		e.	A certified estimate of cost of all required land improvements prepared by a
		_	registered engineer.
		f.	A description of the bond or guarantee collateral intended to be submitted after

contingent approval is granted by the Village Board.

[2018]

Completed by	(Name)
	(Address)
	(Date)
Reviewed by:	(Zoning Administrator)
	(Date)
Considered by Plan Commission on	(Date)
· · · · · · · · · · · · · · · · · · ·	(Chairman)

Schedule D. Surety Bond for Improvements

"Know all men by these presents that we, ______, (name of individual, corporation, etc.), as principal, and the ______, (name of bonding company), a corporation, authorized to do business in the State of ______, as surety, are held and firmly bound unto the Village of Percy, in the penal sum ______

_____ Dollars, lawful money of the United States for the payment of which we and each of us bind ourselves, our heirs, executors, administrators, successors and assigns jointly by these presents:

"The condition of this obligation is such that whereas, the said _____

_____, (name of individual, corporation or principal) has agreed to construct and/or install at its expense the following improvements:

Street base and paving Concrete curb and gutters Water mains, appurtenances, and house services Storm sewers, appurtenances, and house services Sanitary sewers, appurtenances, and house services Concrete sidewalks Street lights Site improvements

Village Board, at the following location:

(Description of Property)

'And has agreed to maintain such improvement constructed under this bond for a period of two year from the date of acceptance of the same by the Village.

'Now, therefore, if the said principal shall well and truly perform in all respects in strict accordance with the requirements, and shall save the Village harmless from all loss, cost or damage, by reason of their failure to complete said work, or maintain said improvements, relating to the above described work, then this obligation to be void, otherwise to remain in full force and effect."

Schedule E. Cash Bond

The Plan Commission may permit a developer to file in lieu of the surety bond called for in Schedule D, a cash bond guaranteeing that the improvements will be completed as follows:

(A) <u>Undertaking in Lieu of Completion Bond.</u>

WHEREAS, the statutes of the State of Illinois grant to a municipal corporation the right to require that a developer constructing certain improvements within that community guarantee the construction of such improvements by a completion bond or other security acceptable to the community; and WHEREAS, _____

______ desires to construct a residential development within the _______ of ______ _____, and that said municipality is willing to accept an undertaking from a financial institution in the nature of an irrevocable commitment in lieu of such completion bond.

NOW, THEREFORE, are the following representations made by the owner and/or developer to the ______ ________ of _________, as follows:

1. THAT _______ is the owner and/or developer of the property legally described in clause 2 of this undertaking, and shall hereinafter be referred to as "OWNER"; and, THAT the _______ of _______ shall hereinafter be referred to as "MUNICIPALITY".

2. THAT the OWNER is the legal title holder of the following described property:

[Legal Description]

3. THAT the OWNER shall be required to install and guarantee the installation of streets, sidewalks, street lights, sanitary sewers, storm sewers, water lines, recreational facilities (including structures), and common landscaping. In order to guarantee that such facilities shall be installed, the OWNER shall submit to the municipal engineer such specifications and estimated engineering costs as shall be required to meet with his approval. In aiding the municipal engineer in determining the amount of reasonably anticipated costs for the construction of such improvements, the OWNER may submit to the engineer signed contracts for the construction of such improvements. The municipal engineer, upon being satisfied that the design of the required improvements are in accordance with the ordinances of the MUNICIPALITY and in accordance with good engineering practices, shall estimate and certify an amount which shall represent one hundred ten percent (110%) of the reasonably estimated cost of completing the required improvements for which the MUNICIPALITY is requiring a completion guarantee.

4. [THAT except for the issuance of building permits for a reasonable number of models], the OWNER shall not be entitled to the issuance of [further] building permits until and unless said OWNER shall submit to the municipality an irrevocable financial commitment from a bank, savings and loan, or mortgage company approved by the municipality in the amount certified by the municipal engineer.

5. THAT the written irrevocable financial commitment shall be furnished by the municipality from a banking or lending institution in the form marked Appendix A and appended to this agreement.

6. THAT the OWNER guarantees the workmanship of the public improvements to be installed upon the site for a period of one (1) year after their donation to the municipality. Upon final completion of the streets, sidewalks, street lights, sanitary sewers, storm sewers, and water mains, the OWNER shall execute a Bill of Sale for those items which are personal property. For a period of one (1) year after the granting of the Bill of Sale in the case of personal property and the acceptance for maintenance in the case of streets and sidewalks, all necessary repairs to such facilities shall be the responsibility of the OWNER.

IN WITNESS WHEREOF			has	hereunto
set his hand and seal this	day of	, 20		
	<u> </u>		(OWNER)	
APPROVED by the	of	this	day of	
, 20				
	BY:			
		(MUNICIPALITY)		
(B) [Letterhead of Ban	k, Savings and Loan or M	ortgage House]		
			, 20	

Schedule F. Maintenance Bond

The contractor making subdivision improvements shall furnish a one-year maintenance bond in the amount of 25% of the total cost of any improvements and installations excluding street tree plants and landscaping, which are to be maintained by the municipality. Such bond shall be in full force and effect from the date of the letter from the Administrator certifying that all required subdivision improvements and installations have been completed. This bond shall provide that all defects in the improvements and installations will be corrected at the end of the bond period subject to the approval of the Administrator. In those cases where a surety bond has been posted for the improvements in accordance with division (D) of this section, the applicant may provide that the surety bond be extended to cover this one-year period. Otherwise, a separate maintenance bond shall be posted.

APPENDIX A: FINANCIAL COMMITMENT

GENTLEMEN:

We hereby	establish our irrevocable credit in favo	or of <u>[de</u>	veloper]	/	or	the
municipality of	in the a	mount of				
		Dollars (\$). \	Ne understa	and that	: this
irrevocable credit i	s to be used to construct the following	improvements in th	e residential	developmer	it knowr	۱as _
	to be constructe	d within the		of		

____, Illinois:

streets; sidewalks; street lights; the portion of sanitary sewers, storm sewers, and water mains to become municipality-owned; recreational facilities (including a recreational building and a swimming pool and appurtenances thereof); and, landscaping in common areas.

The development is legally described as follows: [Legal Description]

We shall make payouts from this irrevocable commitment as follows:

If we have not been notified by the municipality of a default by the owner and/or developer, we shall disburse the funds for labor and materials furnished by contractors in accordance with the sworn statement on order of the owner, the submission of proper lien waivers from the contractors engaged in such work, and the certificate by the municipal engineer, <u>[his name]</u>, that such work has been properly completed, however, that we shall withhold from each payment made under such sworn statement(s) or order(s) an amount equal to ten percent (10%) thereof until all improvements have been completed except final surfacing of the streets and sidewalks, at which time the ten percent (10%) sum withheld shall be disbursed less a sum equal to one hundred and twenty-five percent (125%) of the cost of the final surfacing of the streets, which sum shall be finally disbursed when the work has been completed and the requirements of certification and lien waivers as has been hereinabove set out.

The required improvements shall be completed in accordance with the following schedule: [Insert Schedule].

If we receive a resolution of the corporate authorities of the municipality indicating that the owner and/or developer has failed to satisfactorily complete or carry on the work of the installation and construction of the required improvements, and such resolution indicates that the owner and/or developer has been notified that the municipality finds that a breach of the owner's and/or developer's obligations has occurred and have not been cured within a period of thirty (30) days, that in such case we shall make payments for materials and labor to such contractor(s) or subcontractor(s) retained by the municipality who have completed the improvements in substantial accordance with the plans and specifications of the owner and/or developer; such payments shall be made upon the certification of the municipal engineer that the work has been completed and the submission of proper waiver of liens from the contractor(s) or subcontractor(s). The amount of the payouts shall be in accordance with the retention provisions as previously set out.

The irrevocable credit established by us shall be in force for a period of _____

(______) years, and shall remain in effect without regard to any default in payments of sums owned us by the owner and/or developer and without regard to other claims which we may have against the owner and/or developer. Sixty (60) days prior to the expiration of this irrevocable credit, we shall notify the corporate authorities of the municipality, by registered letter return receipt requested, of the impending expiration date. This commitment shall not terminate without such notice. If the work covered by this commitment has not been completed within the time set forth in this agreement, the municipality may at its option continue drawing funds as otherwise provided for an additional period of one (1) year. It is recognized that the municipality is according to the owner and/or developer the permission to proceed with the development project expressly upon the guarantee of the irrevocable nature of this commitment. It is further acknowledged that the consideration for this irrevocable commitment is provided by agreements between this financial institution and the developer. The sum of this credit shall, however, be reduced in the amount of disbursements made from time to time in accordance with the terms under which this credit is extended as set out above.