

151

6061-39
X

AN ORDINANCE VACATING AN ALLEY

WHEREAS, three-fourths of all the Aldermen of the City of Urbana, Illinois, authorized by law to be elected, have determined that the public interest will be subserved by vacating that portion of the alley between University Avenue and College Place street in the block between Broadway Avenue and Race Street,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS,

The City Council of the City of Urbana, Illinois, hereby vacates said portion of said alley, described and bounded as follows, to-wit:

Commencing at the northeast corner of Lot 4 of a subdivision of the north part of Outlot 1 of Hooper and Park's Addition of Outlots to the City of Urbana, thence southerly along the east boundary of said Lot 4 to the southeast corner of said Lot 4, thence easterly along the north line of College Place street to the southwest corner of Lot 3 of said subdivision, thence northerly along the west boundary of said Lot 3 to the northwest corner of said Lot 3, thence westerly to the point of beginning at the northeast corner of said Lot 4, situated in the City of Urbana, County of Champaign, and State of Illinois.

And the title of the land included within the said portion of said alley so vacated shall vest in the owners of the property abutting on said portion of said alley, if and when there is full compliance by such property owners with the subsequent provisions of this Ordinance, within the time specified in this Ordinance.

The City Council of said City herewith determines that the relief to the public from further responsibility in regard to said alley, and payments made by the owners for fees to record this Ordinance, constitutes a public interest to authorize this vacation of this portion of said alley and is adequate compensation for the same, and however;

The City of Urbana, Illinois, hereby reserves the

easements upon and under said portion of said alley for the maintenance and repair of all sewers and drains and all public service facilities which are located on or under the surface of any part of said portion of said alley, and such vacation and use of the vacated/portion of said alley shall create an obligation on the part of the abutting owners to re-imburse the City of Urbana, for any damages caused to the said sewers or drains, resulting from their conduct or use of said portion of said alley.

Vesting of title in the portion of the alley so vacated in the abutting property owners, shall be subject to an easement to all public utilities, their successors, and assigns to operate, maintain and renew and reconstruct, their facilities affected by this vacation as now operated and maintained in, over or under the portion of the alley vacated, unless the said abutting property owners should compensate the said public utilities for such reasonable expense as shall be incurred by said public utilities in connection with the rearrangement, removal or relocation of said utilities, these corporate authorities having determined that it is both necessary and desirable for the public interest that the public service of all said public utilities be continued by the means of said facilities.

Adopted by an affirmative vote of three-fourths of the elected Aldermen of the City Council of the City of Urbana, Illinois, this 20th day of March, 1961.

Bess M. Holmes
City Clerk

Approved by the Mayor this 20th day of March, 1961.

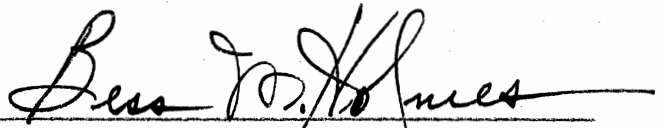
Stanley B. Heaver
Mayor

STATE OF ILLINOIS)
COUNTY OF CHAMPAIGN) SS.

I, BESS M. HOLMES, City Clerk of the City of Urbana, Illinois, and keeper of the records, files and seal of said City, do hereby certify that the foregoing is a true and exact copy of an ordinance entitled "An Ordinance Vacating An Alley" adopted by the City Council of the City of Urbana, Illinois on the 20th day of March, A. D. 1961, as shown in the records and files in my office remaining; that said ordinance was adopted by the affirmative vote of three-fourths of all the Aldermen authorized by law to be elected to the City Council of the City of Urbana, Illinois: There being present and voting in favor of said Ordinance: - Aldermen John W. Briscoe, Ward Baker, John V. Clements, Harry Hall, Don Harlow, Edward W. Harvey, Verne Hoag, Everett O'Neill, Robert A. Shurts, Nugent Wedding, and James W. Withers, Jr.

That said ordinance was approved by the Mayor on the 20th day of March, A. D. 1961, as appears in the records and files in my office remaining.

Given under my hand and seal of the City of Urbana, Illinois, this 21st day of March, A. D. 1961.



CITY CLERK