

ORDINANCE NO. 8182-47

AN ORDINANCE  
VACATING A PORTION OF  
CHERRY ALLEY AND CRANE ALLEY

WHEREAS, the City of Urbana, Illinois, has on its own petition, determined to vacate a portion of two certain alleys known as Cherry Alley and Crane Alley respectively, both of which are located in the Central Business Addition, Urbana, Illinois, and bounded by Elm Street and Green Street extended on the north and south and Broadway Avenue extended and Race Street on the east and west; and

WHEREAS, the City Council of the City of Urbana, Illinois has determined that the public interest will be subserved by vacating those portions of alleys described herein; and

WHEREAS, the City Council of the City of Urbana, Illinois has determined that said property should be vacated in accordance with and similar to the provisions of Resolution No. 7475-R19, entitled "A Resolution Regarding Policy on Vacation of Alleys, City of Urbana, Illinois".

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

Section 1. That the City Council of the City of Urbana, Illinois, hereby vacates, subject to the terms set forth in this Ordinance, the property described as follows:

Cherry Alley

Commencing at the Southwest corner of Lot 52 of the original Town of Urbana, said point also being the intersection of the East line of Crane Alley and the North line of Cherry Alley for a true point of beginning; thence East along the North line of said Cherry Alley for 95.79 feet; thence South 12.00 feet to the South line of said Cherry Alley;

thence West along said South line for 95.79 feet;  
thence North along the East line of Crane Alley  
12.00 feet to the point of beginning; said tract  
containing 1149.48 square feet and being situated  
in the Northeast Quarter of Section 17, Township 19  
North, Range 9 East of the Third Principal Meridian,  
Champaign County, Illinois.

Crane Alley

Commencing at the Northeast corner of Lot 81 of the  
original Town of Urbana, said point also being the  
intersection of the South line of Cherry Alley and  
the West line of Crane Alley for a true point of  
beginning; thence North along the West line of said  
Crane Alley for 117.10 feet to the South line of  
Elm Street; thence East 12.00 feet to the East line  
of said Crane Alley; thence South along said East  
line for 117.10 feet; thence West 12.00 feet to the  
point of beginning; said tract containing 1405.20  
square feet and being situated in the Northeast  
Quarter of Section 17, Township 19 North, Range 9  
East of the Third Principal Meridian, Champaign County,  
Illinois.

Section 2. The City of Urbana, Illinois hereby reserves  
an easement under and upon the real estate described in Section 1  
for the operation, maintenance, repair, renewal or reconstruction  
of all public sewers and drains as well as all electrical conduit  
which may now or hereafter be located under the surface of those  
portions of Cherry Alley and Crane Alley, and the owners of abutting  
real estate shall reimburse the City of Urbana for any damages  
resulting to said owners, drains or electrical conduit from their  
use of the real estate described in Section 1.

Section 3. Title to the land described in Section 1  
shall vest in the adjoining landowners subject to any easement or  
easements in favor of public utilities, their successors or assigns,  
to operate, maintain, renew and reconstruct their facilities as now  
existing over or under that portion of said property, this corporate  
body having determined that it is both necessary and desirable for  
the public interests that the services of said public utilities be  
continued by means of such facilities.

Section 4. The City Council of the City of Urbana, Illinois finds and determines that the City of Urbana is itself the owner of certain of the abutting properties and that the benefits which will accrue to the other owners of the abutting properties by reason of this Vacation Ordinance have heretofore been determined, provided for and set forth in an Agreement executed and entered into between the City of Urbana and Jumer's Castle Lodge, Inc., dated January 13, 1977, regarding this particular vacation of certain portions of Cherry Alley and Crane Alley and that the City's own ownership as well as that Agreement is hereby found to fulfill the requirements of Resolution No. 7475-R19, entitled "A Resolution Regarding Policy on Vacation of Alleys, City of Urbana, Illinois."

Section 5. This Ordinance is hereby passed at a regular meeting of said City Council by the affirmative vote of three-fourths (3/4ths) of the aldermen and alderwomen holding office who did not abstain from voting on this Ordinance, all in accordance with Section 2-30, Code of Ordinances, City of Urbana, Illinois, heretofore adopted and in effect.

PASSED by the City Council this 7th day of December, 1981.

  
Ruth S. Brookens  
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 9th day of December, 1981.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor