

ORDINANCE NO. 8182-75

AN ORDINANCE
VACATING A PORTION OF AN EAST-WEST ALLEY
IN THE BLOCK BOUNDED BY RACE STREET,
UNIVERSITY AVENUE, BROADWAY AVENUE, AND THE SOUTH
RIGHT-OF-WAY LINE OF THE NORFOLK AND WESTERN RAILROAD

WHEREAS, a proper Petition to the City of Urbana, Illinois has been filed requesting the vacation of a portion of a certain East-West alley in the block bounded by Race Street, University Avenue, Broadway Avenue, and the South Right-of-Way Line of the Norfolk and Western Railroad; and

WHEREAS, the City Council of the City of Urbana, Illinois has determined that the public interest will be subserved by vacating such alley; and

WHEREAS, the City Council of the City of Urbana, Illinois has determined that such alley should be vacated in accordance with 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, that portion of an East-West Alley in the block bounded by Race Street, University Avenue, Broadway Avenue, and the South Right-of-Way Line of the Norfolk and Western Railroad, which is more specifically described as follows:

That portion of an East-West Alley being 10.00 feet in width and running along the South property lines of Lots 1, 2 and 3 of a subdivision of the South part of Lot 1 in Hooper and Parks Addition of outlots to the Town (now City) of Urbana, Illinois for a distance of 188.08 feet; all being situated in the Southeast Quarter of Section 8, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois; said alley containing 1880.80 square feet.

Section 2. The City of Urbana, Illinois hereby reserves an easement under and upon the real estate described in Section 1 for the maintenance and repair of all public sewers and drains as well as electrical conduit which may now or hereafter be located under the surface of such alley and the owners of abutting real estate shall reimburse the City of Urbana for any damages resulting to said sewers, 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 such alley, 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 \$3,285.00 is the amount of money which is equal to the benefits which will accrue to the

owners of the abutting properties by reason of this vacation ordinance; and, this ordinance shall not be effective until payment of such sum has been made to the Clerk of the 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 of the Code of Ordinances, City of Urbana, Illinois, heretofore adopted and in effect.

PASSED by the City Council this 3rd day of May,
1982.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 7th day of May,
1982.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

CERTIFICATE AND RECEIPT

The undersigned, RUTH S. BROOKENS, hereby certifies that she is the duly elected, qualified and acting City Clerk of the City of Urbana, Champaign County, Illinois, and in connection with the requirements of Section 4 of Ordinance No. 8182-75, entitled, "An Ordinance Vacating A Portion Of An East-West Alley In The Block Bounded By Race Street, University Avenue, Broadway Avenue, And The South Right-Of-Way Line Of The Norfolk And Western Railroad", I hereby acknowledge receipt of the sum of \$3,285.00 for the account of the City of Urbana, Champaign County, Illinois, as payment in full for the amount of money which is equal to the benefits which will accrue to the owners of the abutting properties by reason of said ordinance.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this 10th day of May, 1982.



Ruth S. Brookens, City Clerk

STATE OF ILLINOIS)
) SS.
CHAMPAIGN COUNTY)

I, the undersigned, a Notary Public, in and for said county, in the state aforesaid, do hereby certify that RUTH S. BROOKENS, personally known to me to be the City Clerk of the City of Urbana, Champaign County, Illinois, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as RUTH S. BROOKENS, City Clerk of said City, she signed and delivered the said instrument as RUTH S. BROOKENS, City Clerk, as her free and voluntary act, and as the free and voluntary act for and on behalf of the said City, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 10th day of May, 1982.



Notary Public

