

ORDINANCE NO. 8990-23

AN ORDINANCE  
VACATING THE EASTERLY PORTION OF CEDAR ALLEY

WHEREAS, a proper Petition to the City of Urbana, Illinois, has been duly filed requesting the vacation of the Easterly portion of a certain East-West alley commonly known as Cedar Alley located generally in the block bounded on the North by Illinois Street, on the East by Broadway Avenue, on the South by California Avenue and on the West by Race Street, in the City of Urbana, Illinois; and

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

WHEREAS, the City Council of the City of Urbana, Illinois, has determined that such portion of the said 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 Cedar Alley which is more particularly described as follows:

Beginning at the Southeast corner of Lot 1 of James S. Busey's Addition, thence Westerly 173.25 feet to the Southwest corner of Lot 3 of said Addition; thence Southerly 12 feet to the Northwest corner of Lot 34 of said Addition; thence Easterly 173.25 feet to the Northeast corner of Lot 36 of said Addition; thence Northerly 12 feet to the point of beginning, encompassing 2,079 square feet; situated in Champaign County, Illinois.

Section 2. Title to the land described in Section 1 shall vest in the adjoining landowner subject to any easement or easements, if any, 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 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 3. That the City Council of the City of Urbana, Illinois, finds and determines that \$8,500.00 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. This ordinance shall not become effective

until payment of such sum has been made to the City Comptroller of the City of Urbana, Illinois; provided, however, that if payment of the full amount of such sum has not been made to the City Comptroller as provided above within a period of three (3) months from the date of passage of this ordinance, the provisions of this ordinance shall lapse and terminate and be of no further force and effect.

Section 4. This vacation 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 5<sup>th</sup> day of September,  
1989.

Ruth S. Brookens  
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 11<sup>th</sup> day of September,  
1989.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor