

ORDINANCE NO. 8990-91

AN ORDINANCE
EXERCISING THE RIGHT OF EMINENT DOMAIN BY CONDEMNATION

WHEREAS, Section 11-61-1 of the Illinois Municipal Code (Ill.Rev.Stat. ch. 24, par. 11-61-1, the "Municipal Code") provides generally that the corporate authorities of each municipality may exercise the right of eminent domain by condemnation proceedings in conformity with the provisions of the Constitution and the statutes of the State of Illinois for the acquisition of property useful, advantageous or desirable for municipal purposes or public welfare; and

WHEREAS, Section 11-74.4-4(c) of the Tax Increment Allocation Redevelopment Act of the Municipal Code specifically authorizes any municipality to acquire land and other property by condemnation under power of eminent domain within a redevelopment project area; and

WHEREAS, the City Council of the City of Urbana, Champaign County, Illinois (the "City") desires to acquire such real estate, as generally herein described, within the redevelopment project area known as Redevelopment Project Area Number Three, as established by Ordinance No. 8990-59, passed on December 18, 1989, and approved on December 20, 1989.

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

Section 1. The City Council of the City hereby finds and determines that certain privately-owned real estate, as herein generally described, is useful, advantageous and desirable for municipal purposes and public welfare, to-wit: to provide a site within Redevelopment Project Area Number Three to implement the redevelopment plan and redevelopment project for such area.

Section 2. The acquisition of the following described real estate by condemnation under the power and exercise of the right of eminent domain be and the same is hereby authorized and approved for the public purpose as herein found and determined in Section 1 hereof:

The East 132 feet of the West 264 feet of the South One-Half of Block 2 in Romine's Subdivision to the City of Urbana in Champaign County, Illinois,

commonly known as 1206 W. University Avenue, Urbana, Illinois.

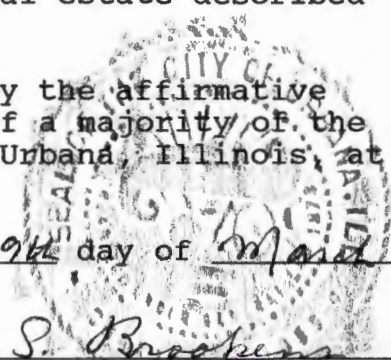
Section 3. From and after the effective date of this Ordinance, the proper officials, employees and agents of the City are hereby authorized, empowered and directed to do all such acts

and things and to execute and deliver all such documents as may be necessary to obtain the right to acquire such real estate at a price that does not exceed the amount of Three Hundred Seventy-Five Thousand Dollars (\$375,000.00) and to carry out the intent and accomplish the purposes of this Ordinance without the institution of formal legal action.

Section 4. In the event that the price for such acquisition of the real estate described herein is not otherwise agreed upon on or before April 2, 1990, the City Attorney of the City be and the same is hereby authorized and directed to institute, on behalf of the City, or to cause the institution of, such legal action as may be deemed necessary to ascertain the just compensation for such acquisition of the real estate described herein.

This ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said City Council.

PASSED by the City Council this 19~~th~~ day of March,
1990.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 20th day of March,
1990.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor