

ORDINANCE NO. 9192-43

AN ORDINANCE VACATING RIGHT-OF-WAY  
ON CALIFORNIA AVENUE

WHEREAS, a petition addressed to the City of Urbana, Illinois, has been duly filed requesting the vacation of a small triangular parcel of right-of-way on the south side of California Avenue; and

WHEREAS, on the 25th day of November, 1980, a triangle of land on the south side of California Avenue was dedicated to the City of Urbana, Illinois, by virtue of a plat entitled "L. L. Lewis Replat".

WHEREAS, the City Council of the City of Urbana has determined that the nature and extent of the public use or public interest to be subserved is such as to warrant the vacation of that part of California Avenue; and

WHEREAS, because the City of Urbana is uncertain that the subject property is dedicated right-of-way, to insure that all of the City's interest therein is divested, the City Council of the City of Urbana, Illinois, authorizes the Mayor to quit-claim said property to Petitioners.

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 hereby vacates, subject to the terms set forth in this Ordinance, that part of California Avenue which is more specifically described as follows:

A tract of land in the Northwest Quarter of Section 16, Township 19 North, Range 9 East of the 3rd Principal Meridian, further described as follows:

Beginning at the south corner of L. L. Lewis Replat as recorded in Plat Book "Z" at Page 164; thence, northwesterly along the west line of said subdivision 16.57 feet to the south Right-of-Way line of California Avenue extended westerly; thence, east 10.43 feet along said Right-of-Way line extended to the east line of said subdivision; thence, south 13.01 feet along said east line to the point of beginning.

Containing 0.00155 acres (67.5 square feet), more or less.

Section 2. After the effective date of this Ordinance, the parcel described in Section 1 above shall be attached to: The North 60 Feet of Lot 10 of a Subdivision of lot A of Martha E. Webber's Addition to Urbana.

Section 3. That the Mayor of the City of Urbana, Illinois, is authorized to quit-claim said parcel to Petitioners.

Section 4. That the City Council of the City hereby finds and determines that the vacating of the aforesaid right-of-way as provided for herein is in the public interest and no further or other compensation shall be required for such vacation under this Ordinance in that the benefits which will accrue to the owner(s) of the property abutting upon such part of California Avenue herein vacated is, in the judgment of the corporate authorities, such as will not cause an increase in the fair market value of such abutting property.

Section 5. That 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 21<sup>st</sup> day of October, 1991.

Ruth S. Brookens  
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 4<sup>th</sup> day of November, 1991.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor