

ORDINANCE NO. 9293-34

AN ORDINANCE VACATING A PORTION OF MATHEWS AVENUE,
PARK STREET AND AN ALLEY

WHEREAS, a proper Petition addressed to the City of Urbana, Illinois (the "City") has been filed by Covenant Medical Center of Champaign/Urbana requesting the vacation of a portion of Mathews Avenue, Park Street and an Alley (the "Right-of-Way"), which is more specifically described as follows:

Parcel Number 1:

A portion of Mathews Avenue and Park Street lying south of Conrail right-of-way, more particularly described as follows:

Beginning at an iron pipe monument bearing a metal cap stamped "2006" situated on the South line of the existing Conrail right-of-way, said monument also being on the West right-of-way line of Mathews Avenue; thence, south $70^{\circ}-14'-42''$ East along the South line of said Conrail right-of-way, a distance of 70.05 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537" said monument being situated on the East right-of-way line of Mathews Avenue; thence South $00^{\circ}-11'-21''$ West, along said East line, a distance of 250.54 feet to the North right-of-way line of Park Street; thence, continuing South $00^{\circ}-11'-22''$ West, along said East line extended, 15.43 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537" thence, North $89^{\circ}-51'-06''$ West along a line parallel with the centerline of Park Street pavement in place, a distance of 33.03 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537", thence North $89^{\circ}-36'-13''$ West along a line parallel with the centerline of Park Street pavement in place, a distance of 32.97 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537", said monument being situated on the West right-of-way line of Mathews Avenue extended; thence, North $00^{\circ}-11'-21''$ East along said West line extended, a distance of 15.86 feet to the North right-of-way line of Park Street; thence, continuing North $00^{\circ}-11'-21''$ East along said West line 273.48 feet to the point of beginning.

Said tract containing 0.421 acres, more or less, and all situated in Champaign County, Illinois.

Parcel Number 2:

A portion of Park Street between Mathews Avenue and Goodwin Avenue, more particularly described as follows:

Beginning at an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537", said monument being on the West right-of-way line of Goodwin Avenue, said monument also being on the North in the north right-of-way line of Park Street; thence, South $00^{\circ}-30'-42''$ West, along the West right-of-way line of Goodwin Avenue extended, a distance of 11.99 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537"; thence, North $89^{\circ}-51'-06''$ West, along a line parallel with the centerline of Park Street pavement in place, a distance of 398.62 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537", said monument being on the East right-of-way line of Mathews Avenue extended; thence, North $00^{\circ}-11'-21''$ East, along said East line, a distance of 15.43 feet to an iron pipe monument bearing a metal cap stamped "Rex IRLS 2537", said monument being on the North right-of-way line of Park street; thence, North $89^{\circ}-21'-26''$ West along said North line, a distance of 398.52 feet to the point of beginning.

Said tract containing 0.125 acres (5465 square feet), more or less, and all situated in Champaign County, Illinois.

Parcel Number 3:

All of the alley in Block 1 of Mrs. L. J. Romine's Subdivision of Block A of the Seminary Addition to Urbana, as recorded in Plat Book D, at page 248, in the Office of the Recorder, Champaign County, Illinois.

Said Tract containing 0.08 acres (3589 square feet), more or less.

; and

WHEREAS, the vacation of the Right-of-Way will permit the further development and expansion of the Covenant Medical Center of Champaign/Urbana which will benefit the City of Urbana and its citizens by improved health care, increased tax revenues, and reduced road maintenance expenses; and

WHEREAS, it has been determined that the record owners of all property abutting on the Right-of-Way do not oppose the vacation of the Right-of-Way; and

WHEREAS, it has been determined that the vacation of the Right-of-Way would not materially impair access to any property; and

WHEREAS, the City Council of the City of Urbana, Illinois 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 the Right-of-Way.

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 Right-of-Way.

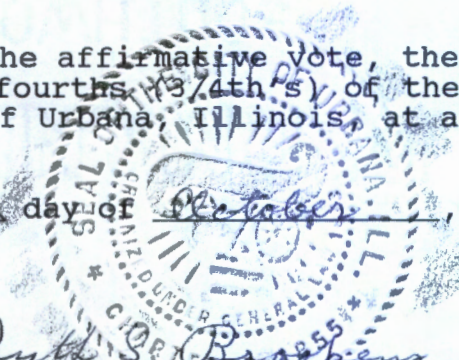
Section 2. That title to the vacated Right-of-Way shall vest in the owners of the land abutting thereon subject to any easement or easements in favor of the City or any public utilities, their successors or assigns, to operate, maintain, renew, and reconstruct their facilities as now existing on, over, or under that part of the Right-of-Way, unless and until such owners of the land abutting thereon shall cause the rearrangement, removal, or relocation of all said facilities, and shall pay and be responsible for all reasonable costs and expenses as shall be incurred in association therewith.

Section 3. The City Council of the City of Urbana hereby finds and determines that Covenant Medical Center of Champaign/Urbana shall be benefitted as a result of this Vacation Ordinance and the City Council hereby and herewith finds and determines that the compensation to be paid the City of Urbana which is equal to the benefits accruing to Covenant Medical Center by virtue of this vacation shall be provided in an Agreement between the City of Urbana and Covenant Medical Center of Champaign/Urbana.

Section 4. This Ordinance shall not be effective unless and until the City Clerk of the City of Urbana, Illinois executes the acknowledgement in the space provided on this Ordinance. The City Clerk is hereby authorized and directed to execute the said acknowledgement upon receipt of an executed Agreement between the City of Urbana and Covenant Medical Center of Champaign/Urbana.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called of three-fourths (3/4ths) 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 19th day of October, 1992.


Ruth S. Brookens
 Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 26th day of October, 1992.

Jeffrey T. Markland
 Jeffrey T. Markland, Mayor

ACKNOWLEDGEMENT

I, Ruth S. Brookens, hereby certify that I am the duly-elected, qualified and acting City Clerk of the City of Urbana, Illinois, and I hereby acknowledge receipt of an executed Agreement between the City of Urbana and Covenant Medical Center of Champaign/Urbana.

DATED: October 26, 1992

Ruth S. Brookens
 Ruth S. Brookens, City Clerk

ORDINANCE NO. 9293-34

AN ORDINANCE VACATING A PORTION OF
MATHEWS AVENUE, PARK STREET AND AN
ALLEY

97R27286

DOC # _____
CHAMPAIGN COUNTY, ILL

'97 NOV 4 AM 9 41

Barbara A. Draca
RECORDER

13.0
3.0

16.0

Prepared By: *Ruth S. Brookens*

Return to: Phyllis Clark, City Clerk
City of Urbana
P.O. Box 219
Urbana, IL 61801-0219