

AN ORDINANCE VACATING A PORTION OF PARK STREET

WHEREAS, the City Council previously passed Ordinance No. 7475-65, entitled "An Ordinance Vacating a Portion of Park Street", which vacated all of that portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street, except that portion thereof that is located within sixteen (16) feet, north and south, of the centerline of said street, and within two (2) feet below and seventeen (17) feet above the elevation of 729.21 feet above sea level, all in the City of Urbana, Illinois.

WHEREAS, The Carle Foundation has requested the City of Urbana, Illinois (hereinafter "the City") to vacate a portion of Park Street (hereinafter "the Right-of-Way"), which is more specifically described as follows:

The portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street, which was not vacated in Ordinance No. 7475-65, all situated in the City of Urbana, Champaign County, Illinois.

; and

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

WHEREAS, The Carle Foundation is the record owner of all property abutting on 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.

WHEREAS, it is the intent of the City Council that by virtue of the passage of this Ordinance and the previous passage of Ordinance No. 7475-65 the entire portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street will be vacated.

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.

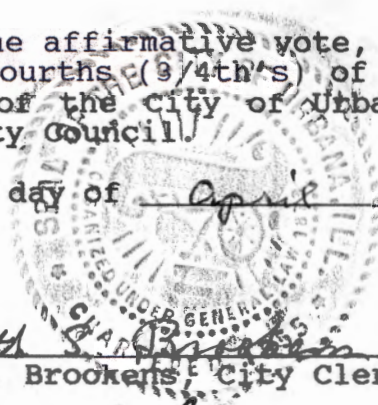
Furthermore, the City shall have the right to enter upon the vacated Right-of-Way for the purpose of salvaging and removing existing street lights, brick pavers, and any other equipment or materials in the Right-of-Way. This right shall terminate on the thirtieth day following receipt of written notification from the owners of the land abutting the Right-of-Way of their intent to commence work upon the vacated Right-of-Way.

Section 3. The City Council of the City of Urbana hereby finds and determines that The Carle Foundation 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 The Carle Foundation by virtue of this vacation shall be provided in an Agreement between the City of Urbana and The Carle Foundation.

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 The Carle Foundation.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called of three-fourths (3/4th's) of the Aldermen/Alderwomen then holding office of the city of Urbana, Illinois, at a regular meeting of said City Council.

PASSED by the City Council this 19th day of April, 1993.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 22nd day of April, 1993.

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 The Carle Foundation.

DATED: 4-22-93

Ruth S. Brookens
Ruth S. Brookens, City Clerk

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CHAMPAIGN COUNTY, ILL

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Nancy S. Jakobson

RECORDER

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CLERK'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, Ruth S. Brookens, City Clerk of the City of Urbana, Illinois, and keeper of the records, files and seal of said City, do hereby certify that the foregoing is a true and exact copy of an ordinance entitled, "AN ORDINANCE VACATING A PORTION OF PARK STREET" adopted by the City Council of the City of Urbana, Illinois, on the 19th day of April, A.D. 1993, as appears in the records and files in my office remaining.

Given under my hand and seal of said City of Urbana, Illinois, this 3rd day of May, A.D. 1993.

Ruth S. Brookens
Ruth S. Brookens, City Clerk



Return to:
Urbana City Clerk
P.O. Box 219
Urbana, IL 61801

ORDINANCE NO. 9293-99AN ORDINANCE VACATING A PORTION OF PARK STREET

WHEREAS, the City Council previously passed Ordinance No. 7475-65, entitled "An Ordinance Vacating a Portion of Park Street", which vacated all of that portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street, except that portion thereof that is located within sixteen (16) feet, north and south, of the centerline of said street, and within two (2) feet below and seventeen (17) feet above the elevation of 729.21 feet above sea level, all in the City of Urbana, Illinois.

WHEREAS, The Carle Foundation has requested the City of Urbana, Illinois (hereinafter "the City") to vacate a portion of Park Street (hereinafter "the Right-of-Way"), which is more specifically described as follows:

The portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street, which was not vacated in Ordinance No. 7475-65, all situated in the City of Urbana, Champaign County, Illinois.

; and

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

WHEREAS, The Carle Foundation is the record owner of all property abutting on 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.

WHEREAS, it is the intent of the City Council that by virtue of the passage of this Ordinance and the previous passage of Ordinance No. 7475-65 the entire portion of Park Street that lies between the East right-of-way line extended of Coler Avenue, and the West right-of-way line extended of Orchard Street will be vacated.

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.

Furthermore, the City shall have the right to enter upon the vacated Right-of-Way for the purpose of salvaging and removing existing street lights, brick pavers, and any other equipment or materials in the Right-of-Way. This right shall terminate on the thirtieth day following receipt of written notification from the owners of the land abutting the Right-of-Way of their intent to commence work upon the vacated Right-of-Way.

Section 3. The City Council of the City of Urbana hereby finds and determines that The Carle Foundation 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 The Carle Foundation by virtue of this vacation shall be provided in an Agreement between the City of Urbana and The Carle Foundation.

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 The Carle Foundation.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called of three-fourths (3/4th's) of the Aldermen/Alderwomen then holding office of the City of Urbana, Illinois, at a regular meeting of said City Council.

PASSED by the City Council this 19~~th~~ day of April, 1993.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 22nd day of April, 1993.

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 The Carle Foundation.

DATED: 4-22-93

Ruth S. Brookens
Ruth S. Brookens, City Clerk

