

ORDINANCE NO. 9798-100

AN ORDINANCE APPROVING THE SALE AND TRANSFER OF THE
INTEREST OF THE CITY OF URBANA IN THE GREEN-HIGH SUBDIVISION
AND AUTHORIZING THE EXECUTION OF DEEDS

WHEREAS, the ownership of a portion the former Norfolk & Southern Railroad right-of-way between Green Street and High Street has been the focus of controversy for several years; and

WHEREAS, the parties concerned have previously entered into agreements settling their respective interests in the former railroad right-of-way, which agreement was approved by the Urbana City Council on the 2nd day of February, 1998 in Ordinance No. 9798-86; and

WHEREAS, the Green-High Subdivision which encompasses the area of concern was approved as a minor subdivision plat on the 20th day of April, 1998, and will be recorded along with the deeds which are the subject of this Ordinance; and

WHEREAS, a public hearing was held on the 16th day of February, 1998, after notice was published in the News-Gazette on the 30th day of January, 1998, which date was at least fifteen days prior to such public hearing on the question of the transfer or sale of the property interest of the City in the abandoned railroad right-of-way encompassed in the Green-High Subdivision and the parcel north of Green Street identified in the said Agreement by its PIN--92-21-16-102-009; and

WHEREAS, the Urbana City Council finds and determines that the property interest of the City in such abandoned railroad property is no longer needed for governmental purposes or proprietary activity of the City and the transfer of the interest of the City to the persons set forth in the said Agreement serves the best interests of the City.

NOW THEREFORE, BE IT ORDAINED BY THE URBANA CITY COUNCIL that the Mayor is authorized to execute and deliver deeds conveying certain lots in the Green-High Subdivision and the parcel identified as PIN 92-21-16-102-009 which lies north of Green Street in accordance with the agreement approved in Ordinance No. 9798-86 passed by the Urbana City Council on the 2nd day of February, 1998 and approved by the Mayor on the 6th day of February, 1998.

This Ordinance is hereby passed by the affirmative vote of the "ayes" and "nays" being called of three-fourth's (3/4th's) of all Alderpersons then holding office.

PASSED by the Urbana City Council this 20th day of April, 1998.

AYES: Hayes, Huth, Kearns, Patt, Taylor, Whelan, Wyman

NAYS:

ABSTAINED:



Phyllis D. Clark
Phyllis D. Clark, City Clerk

APPROVED by the Mayor this 21st day of April, 1998.

Tod Satterthwaite
Tod Satterthwaite, Mayor