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ORDINANCE NO. 2002-08-093

AN ORDINANCE VACATING AN ALLEY EAST OF
UNIVERSITY HIGH SCHOOL AND WEST OF
GOODWIN AVENUE

2014R11969

REC ON: 07/09/2014 11:14:01 AM
CHAMPAIGN COUNTY

BARBARA A. FRASCA, RECORDER

REC FEE: 43.00

PAGES 4

PLAT ACT: OPLAT PAGE:

Prepared for recording by:

Phyllis D. Clark

400 S. Vine Street, Urbana, IL

(G)

Return to:

Phyllis D. Clark, City Clerk
City of Urbana
400 S. Vine Street
Urbana, IL 61801

AN ORDINANCE VACATING AN ALLEY

(East of University High School and West of Goodwin Avenue)

WHEREAS, The Board of Trustees of the University of Illinois has submitted a request to the City of Urbana asking that a portion of a certain alley be vacated to accommodate the construction of new facilities; and

WHEREAS, The University of Illinois has acquired all of the properties abutting upon the portion of the alley sought to be vacated; and

WHEREAS, the vacation of the portion of the alley described herein will not materially impair access to any property other than that owned by the University of Illinois; and

WHEREAS, the City Council 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 portion of the alley sought herein to 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 following-described alley right-of-way:

A portion of the Southeast Quarter of Section 7, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, more particularly described as follows:

All of the public alley in Block 55 of Seminary Addition adjacent to Lots 1, 2, 3, 4, 9, 10, 11 and 12, as shown on a plat recorded in Deed Record Book "Y" at Page 208 in the Office of the Recorder of Deeds, Champaign County, Illinois. Said tract containing 4,356 Square Feet, more or less, all situated in the City of Urbana, Champaign County, Illinois.

And;

All of the public alley in Block 55 of Seminary Addition, not effectively vacated by City of Urbana Ordinance Number 1314-16, adopted March 2, 1914.

Section 2. The City Council of the City of Urbana, Illinois, hereby finds and determines that the public interests will be subserved as a result of this Vacation Ordinance because the nature and extent of the public use or public interests in such alley is such as to warrant the vacation, especially when considering the relief to the public from further burden and responsibility of maintaining the alley right-of-way herein vacated.

Section 3. This Ordinance shall become effective immediately. The Board of Trustees of the University of Illinois owns the parcels which abut upon the alley vacated herein. As owner of the parcels, the Board of Trustees of the University of Illinois, has, in a prior agreement dated October 1, 2001, agreed to pay compensation in the amount which, in the judgment of the corporate authorities, is the fair market value of the property acquired thereby or the benefits accruing to the Board of Trustees of the University of Illinois by reason of this vacation.

Section 4. The title to the vacated right-of-way shall vest in the Board of Trustees of the University of Illinois subject to any easement or easements in favor of the City or others 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 5. That the City Clerk is directed to record a certified copy of this Ordinance with the Recorder of Champaign County, Illinois.


This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of three-fourths 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 August,
2002 .

AYES: Chynoweth, Hayes, Huth, Otto, Patt, Whelan, Wyman


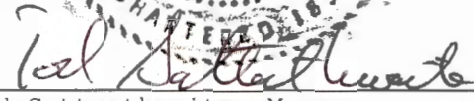
NAYS:

ABSTAINS:



Phyllis D. Clark, City Clerk

APPROVED by the Mayor this 23rd day of August,
2002 .

Tod Satterthwaite, Mayor