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# Recording Cover Sheet

ORDINANCE NO. 2008-03-021

AN ORDINANCE VACATING A PUBLIC ALLEY  
(UNIVERSITY AVENUE, CLARK STREET, LINCOLN  
AVENUE, AND GREGORY STREET BLOCK)

(PLAT MAP ATTACHED)

**2013R20192**

REC ON: 08/16/2013 2:10:00 PM  
CHAMPAIGN COUNTY

**BARBARA A. FRASCA, RECORDER**

REC FEE: 26.00  
PAGES 5

PLAT ACT: OPLAT PAGE:

Prepared for recording by:

Deborah J. Roberts, Deputy City Clerk

400 S. Vine Street, Urbana, IL 61801

Return to:

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

(5)

**AN ORDINANCE VACATING A PUBLIC ALLEY**

**(University Avenue, Clark Street, Lincoln Avenue, and Gregory Street Block)**

WHEREAS, Vermilion Development, Inc., has a contract with the University of Illinois Foundation to purchase all of the real property which abuts on both sides the public Alley herein vacated; and

WHEREAS, Vermilion Development, Inc., has requested such portion of public Alley to be vacated; and the University of Illinois Foundation has no objection; and

WHEREAS, the vacation of such public Alley will not impair access to any property other than that property to be owned by the Vermilion Development, Inc.; and

NOW, THEREFORE, BE IT ORDAINED:

Section 1. That the following described public Alley is hereby vacated, such having been determined to be no longer required by the City of Urbana for alley right-of-way purposes and thus, the public interest shall be subserved by vacating the same:

A portion of the east-west Public Alley (Mulberry Alley) in the block bounded by University Avenue on the north, Clark Street on the south, Lincoln Avenue on the east and Gregory Street (formerly Babcock Street) on the west, being in 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:

The easterly 106.92 feet of the east-west Public Alley (Mulberry Alley) between Lots 22 and 23 of Col. M. W. Busey's Heirs Addition to the Town (now City) of Urbana, as recorded in Deed Record Book 8, at page 444 in the Office of the Recorder of Deeds, Champaign County, Illinois. Said Public Alley Right-of-Way being sixteen and one half feet (16½') in width.

Said tract containing 0.041 acres (1,741.18 square feet), more or less, all situated in the City of Urbana, Champaign County, Illinois.

Section 2. The vesting of title in the portion of the right-of-way so vacated in the abutting property owner or owners shall be subject to an easement to all public utilities, their successors and assigns to operate, maintain, renew and reconstruct their facilities affected by this vacation as now operated and maintained in, over and under the portion of the right-of-way vacated unless the said abutting property owner or owners shall compensate the said utilities for such reasonable expense as shall be incurred by said utilities in connection with the rearrangement, removal or relocation of said facilities.

Section 3. The right-of-way herein vacated shall attach to and become a part of the parcel number identified by PIN #91-21-07-484-003, 91-21-07-484-007 & 91-21-07-484-008.

Section 4. In accordance with Resolution 9899-R2 regarding the City's policy on vacating alleys. The City Council of the City of Urbana, Illinois, finds and determines that \$100.00 is the amount of money which is equal to the benefits which will accrue to the owners of the abutting properties by reason of this Vacation Ordinance; because Vermilion Development, Inc., has agreed that after the effective date it will grant a right-of-way easement which is an adequate alternate route for the public who would otherwise use the vacated alley.

Section 5. The City Clerk is directed to record a certified copy of this ordinance when the Comptroller advises the Clerk that the sum set forth in Section 4 has been received by the City which date shall then be the effective date of the this ordinance. The recording of this Ordinance in the Office of the Recorder shall be proof that such payment has been made.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a three-fourth's (3/4<sup>th</sup>'s) vote of the alderpersons of the City of Urbana, Illinois, at a special meeting of said Council.

PASSED by the City Council this 24th day of March,  
2008.

AYES: Bowersox, Chynoweth, Lewis, Roberts, Smyth, Stevenson

NAYS:

ABSTAINS:

*Phyllis D. Clark*  
Phyllis D. Clark, City Clerk  
by *Robert Clark* Deputy Clerk  
APPROVED by the Mayor this 31st day of March,  
2008.

*Laurel Lunt Prussing*  
Laurel Lunt Prussing, Mayor

[Special Council Meeting]

UNIVERSITY AV (US RTE 150 & 45)

GREGORY ST

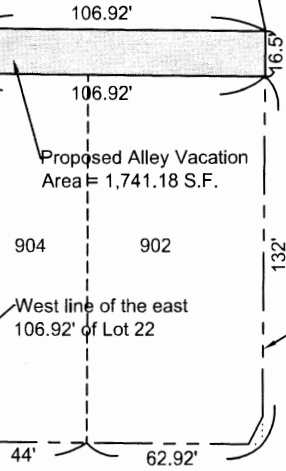
LINCOLN AV

Lot 23

Mulberry Alley

Col. M. W. Busey's Heirs Addition

Lot 22



Proposed Alley Vacation Area = 1,741.18 S.F.

904

902

West line of the east 106.92' of Lot 22

West ROW line of Lincoln Avenue

CLARK ST

PLAT MAP SHOWING PUBLIC  
 RIGHT-OF-WAY VACATED  
 BY ORDINANCE NO. 2008-03-021  
 CITY OF URBANA, ILLINOIS  
 DATE: MARCH 24, 2008

City of Urbana  
 Public Works Dept.  
 Engineering Division

Drawn by: BWF  
 Checked by: WRG

Date: 3/10/2008  
 Date: 3/10/2008

