



City of Urbana  
400 South Vine Street  
Urbana, IL 61801

**2020R03969**  
REC ON: 03/12/2020 09:00:17 AM  
CHAMPAIGN COUNTY  
**MARK SHELDEN**  
REC FEE: 52.00  
RHSPS Fee: 9.00  
REV FEE:  
PAGES 6  
PLAT ACT: PLAT PAGE:

**CLERK'S CERTIFICATE**

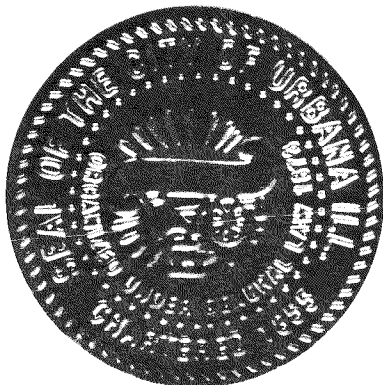
STATE OF ILLINOIS        )  
  )  
COUNTY OF CHAMPAIGN)       SS


I, CHARLES A. SMYTH, 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 CERTAIN ALLEYS (EAST ALLEY OF VINE STREET BETWEEN ELM AND GREEN STREETS AND NORTH ALLEY OF GREEN STREET BETWEEN VINE STREET AND URBANA AVENUE) [ORD. 2020-03-011].**

approved by the City Council of the City of Urbana, Illinois, on the 9<sup>th</sup> day of March, AD, 2020, as it appears in the records and files in my office remaining.

Given under my hand and seal of said City of Urbana, Illinois, this 11<sup>th</sup> day of March, AD, 2020.



  
\_\_\_\_\_  
Charles A. Smyth, City Clerk



**ORDINANCE NO. 2020-03-011**

**AN ORDINANCE VACATING CERTAIN ALLEYS**

**(East Alley of Vine Street between Elm and Green Streets and  
North Alley of Green Street between Vine Street and Urbana Avenue)**

**WHEREAS**, Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1) provides that the corporate authorities of a municipality may by ordinance vacate any street or alley, or part thereof, within their jurisdiction after determining that the public interest will be subserved by said vacation; and

**WHEREAS**, 200 S Vine St, LLC is the owner of all of the land abutting the north-south alley located east of South Vine Street between East Elm Street and East Green Street and the east-west alley located north of East Green Street between South Vine Street and South Urbana Avenue; and

**WHEREAS**, the City of Urbana (“City”) heretofore has agreed to vacate said alleys pursuant to a redevelopment agreement with Green Street Realty Co., of Ill., approved by Ordinance No. 2019-01-005; and

**WHEREAS**, the requirements of Urbana City Code Section 2-160 for a public hearing and public notice of such hearing prior to the City Council’s consideration of an ordinance to vacate any street do not, pursuant to the terms thereof, apply to an ordinance vacating public grounds other than a public street; and

**WHEREAS**, said vacations will not materially impair access to any property owner; and

**WHEREAS**, the City Council finds that the alleys are of no further use to the City except as hereinafter provided; and

**WHEREAS**, the aforestated owner has agreed to pay all costs to maintain the alleys after such vacations, except as otherwise provided in this Ordinance; and

**WHEREAS**, the City Council finds that the relief to the public from the further burden and responsibility of maintaining the alleys herein vacated is just and adequate compensation for the benefits which will accrue to the said owner; and

**WHEREAS**, the City Council finds that the public interest is subserved by vacating said alleys, particularly when considering such relief to the public; and

**WHEREAS**, Section 11-91-2 of the Illinois Municipal Code (65 ILCS 5/11-91-2) provides that upon the vacation of an alley, or any part thereof, by virtue of any ordinance of any municipality, title to the land included therein will vest in the then owners of the land abutting thereon; and

**WHEREAS**, the City Council further finds that the public interest is subserved by the City's retention of a permanent easement in the north-south alley located east of South Vine Street between East Elm Street and East Green Street for the installation, maintenance, renewal, and reconstruction of certain public service facilities.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Urbana, Illinois, as follows:

**Section 1.**

The City Council of the City of Urbana, Illinois, hereby vacates, subject to the terms set forth in this Ordinance, the following described north-south alley located east of South Vine Street between East Elm Street and East Green Street and east-west alley located north of East Green Street between South Vine Street and South Urbana Avenue:

All of a north-south Public Alley and all of an east-west Public Alley, both being in the Northeast Quarter of the Northeast Quarter of Section 17, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, being more particularly described as follows:

All of a north-south Public Alley, being twelve feet (12') in width, and all of an east-west Public Alley, being twelve feet (12') in width, lying adjacent to Lots 9, 10, 11, 12, 13, 14, 15, and 16 of W. T. Webber's Subdivision in the City of Urbana, as shown on a plat recorded in Deed Record Book "A" at page 357 in the Office of the Recorder of Deeds, Champaign County, Illinois, and bounded on the north by Elm Street; on the east by Urbana Avenue; on the south by Green Street; and on the west by Vine Street.

Said alleys containing 6,480 S.F. (0.149 acre), more or less, all situated in the City of Urbana, Champaign County, Illinois.

**Section 2.**

Upon vacation of the above-described alleys, title thereto shall vest in the record owner of the land abutting the vacated alleys for the extent of the common borders of the owner’s respective parcels with the said alleys.

The owner, permanent index numbers, and addresses of the land abutting the north-south alley located east of South Vine Street between East Elm Street and East Green Street are as follows:

200 S Vine St, LLC	92-21-17-233-001	202 S. Vine Street
200 S Vine St, LLC	92-21-17-233-002	305 E. Elm Street
200 S Vine St, LLC	92-21-17-233-006	306 E. Green Street
200 S Vine St, LLC	92-21-17-233-005	304 E. Green Street

The owner, permanent index numbers, and addresses of the land abutting the east-west alley located north of East Green Street between South Vine Street and South Urbana Avenue are as follows:

200 S Vine St, LLC	92-21-17-233-001	202 S. Vine Street
200 S Vine St, LLC	92-21-17-233-002	305 E. Elm Street
200 S Vine St, LLC	92-21-17-233-004	205 S. Urbana Avenue
200 S Vine St, LLC	92-21-17-233-007	308 E. Green Street; 207 S. Urbana Avenue
200 S Vine St, LLC	92-21-17-233-006	306 E. Green Street
200 S Vine St, LLC	92-21-17-233-005	304 E. Green Street

**Section 3.**

The vacation of the above-described alleys shall be subject to the condition that a perpetual easement upon the north-south alley located east of South Vine Street between East Elm Street and East Green Street is hereby reserved for and granted to the City of Urbana, Illinois, any public utilities, and their successors and assigns to construct, install, reconstruct, repair, remove, replace, inspect, maintain, and operate their facilities in, under, across, along, over, and upon the vacated alley, together with the right of access thereto for the personnel and equipment necessary and required for such uses and purposes and the right to cut, trim, or remove trees, bushes, and roots as may be reasonably required incidental to the rights herein given.

**Section 4.**

A plat of vacation, in substantially the form of the copy of the plat attached hereto and hereby incorporated by reference, be and the same is hereby authorized and approved.

**Section 5.**

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

**Section 6.**

This Ordinance shall be in full force and effect from and after its passage. Upon approval of this Ordinance, the City Clerk is directed to record a certified copy with the Champaign County Office of the Recorder of Deeds.

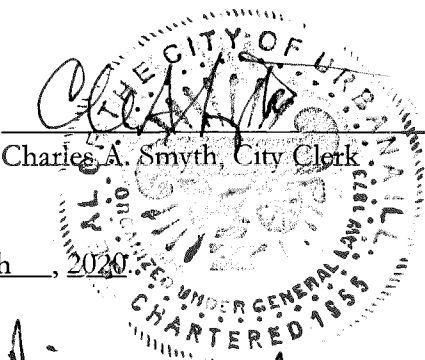
This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of three-fourths of all the alderpersons then holding office (6 of 7 votes) of the City of Urbana, Illinois, at a meeting of the City Council.

**PASSED BY THE CITY COUNCIL** this 9<sup>th</sup> Day of March, 2020.

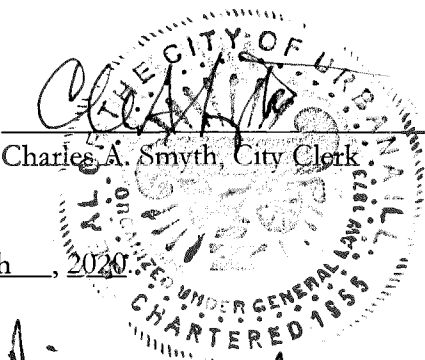
AYES: Brown, Colbrook, Hursey, Jakobsson, Miller, Roberts, Wu

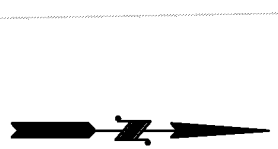
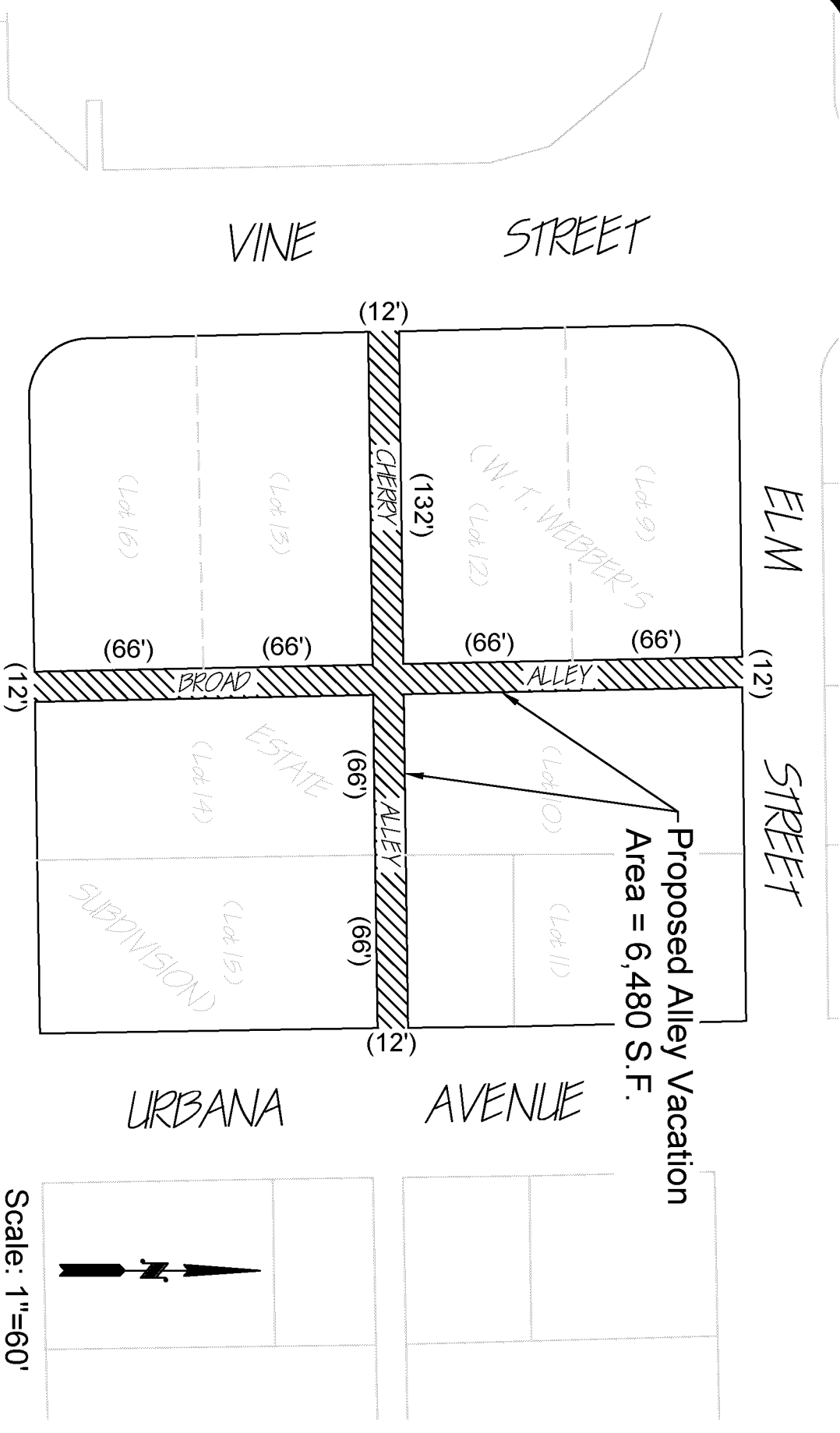
NAYS:

ABSTENTIONS:

  
Charles A. Smyth, City Clerk

**APPROVED BY THE MAYOR** this 10<sup>th</sup> Day of March, 2020.

  
Diane Wolfe Marlin, Mayor



Scale: 1"=60'

PLAT MAP SHOWING PUBLIC RIGHT-OF-WAY VACATED  
 BY CITY OF URBANA ORDINANCE NO. 2020-03-011  
 DATE: MARCH 8, 2020

City of Urbana  
 Public Works Department  
 Engineering Division

Drawn by: DAR  
 Checked by: BMB 03/19/2019  
 Date: 03/19/2019



City of Urbana  
400 South Vine Street  
Urbana, IL 61801

### CLERK'S CERTIFICATE

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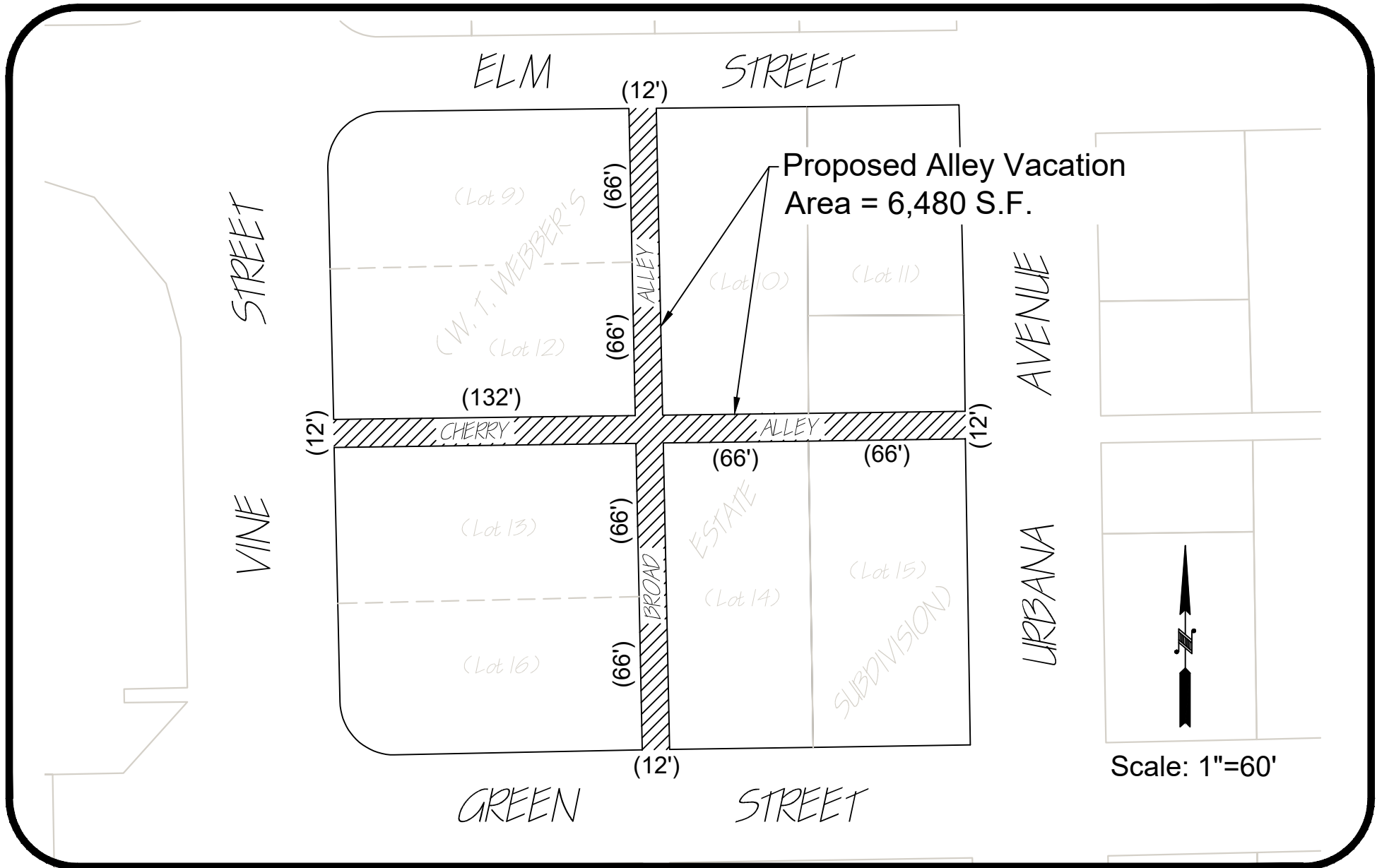
NAYS:

ABSTENTIONS:

  
Charles A. Smyth, City Clerk

**APPROVED BY THE MAYOR** this 10<sup>th</sup> Day of March, 2020.

  
Diane Wolfe Marlin, Mayor



PLAT MAP SHOWING PUBLIC RIGHT-OF-WAY VACATED  
 BY CITY OF URBANA ORDINANCE NO. 2020-03-011  
 DATE: MARCH 8, 2020

City of Urbana  
 Public Works Department  
 Engineering Division

Drawn by: DAR  
 Checked by: BMB 03/19/2019

Date: 03/19/2019

