

Recording Cover Sheet

An Ordinance Vacating an Alley
(within Victory Park)
[Ordinance No. 2023-08-025]

2023R13785
REC ON: 09/26/2023 09:01:17 AM
CHAMPAIGN COUNTY
AARON AMMONS
REC FEE: 52.00
RHSPS FEE: 18.00
STATE TAX:
COUNTY TAX:
PLAT ACT:
PAGES: 7

Prepared for recording by:

Phyllis D. Clark, City Clerk

400 S. Vine St., Urbana, IL 61801

Return to:

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

CLERK'S CERTIFICATE

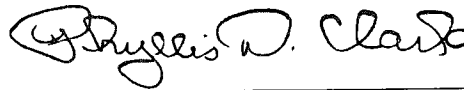
STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, PHYLLIS D. CLARK, 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 an Alley
(within Victory Park)

Adopted by the City Council of the City of Urbana, Illinois, on the 14th day of August, AD, 2023, 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 25th day of September, AD, 2023.



Phyllis D. Clark, City Clerk



ORDINANCE NO. 2023-08-025

AN ORDINANCE VACATING AN ALLEY

(12' wide East/ West Alley on south side of 1003 S. Main Street and 14' wide North/ South Grossbach Drive running south from E. Main Street to its southern terminus within UPD - Victory Park)

WHEREAS, the plat of Teddy G. Johnson's Addition to the City of Urbana, recorded in Plat Book "C" at page 44 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicts a certain public alley 12.00' in width running east/ west between Lots 4 and 9 of the said Teddy G. Johnson's Addition and the plat of Grossbach Place Subdivision in the City of Urbana, recorded in Plat Book "E" at page 319 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicts a certain public right-of-way 14.00' in width running north/ south between Lots 1, 2, 4, 5, 6 and 7 of the said Grossbach Place Subdivision; and

WHEREAS, on the face of the said plats this 12.00' strip of land is labeled: "12 feet Alley" and this 14.00' strip of land is labeled: "Grossbach Drive" and were apparently intended to be rights-of-way for the convenient access through the central portion of this block; the majority of adjacent neighbors have advised that they have no objections to abandoning these rights-of-way; and

WHEREAS, no paved surface was ever installed in the said east/ west 12.00' public alley; and

WHEREAS, the owners of Lots 4 and 9 of Teddy G. Johnson's Addition to the City of Urbana, recorded in Plat Book "C" at page 44 in the Office of the Recorder of Deeds, Champaign County and of Lots 1, 2, 4, 5, 6 and 7 of Grossbach Place Subdivision in the City of Urbana, recorded in Plat Book "E" at page 319 in the Office of the Recorder of Deeds, Champaign County, Illinois have requested that the City release, abandon and vacate the said Public rights-of-way; and

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

WHEREAS, the Urbana City Council finds that it is in the best interests of all concerned that the said Public rights-of-way described below should be released, abandoned and vacated and in accordance with statute, the title to the land over which the aforesaid rights-of-way run shall devolve and vest in the present owners of the land abutting thereon in the same proportion and to the same extent as though the Public rights-of-way had been dedicated by a common law plat (as distinguished from a statutory plat) and as though the fee of the Public rights-of-way had been acquired by the owner as part of the land abutting on the Public rights-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL AND THE MAYOR, BEING THE CORPORATE AUTHORITIES OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1.

That the portion of the Public rights-of-way shown on the plat of Teddy G. Johnson's Addition to the City of Urbana, recorded in Plat Book "C" at page 44 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicts a certain public alley 12.00' in width running east/ west between Lots 4 and 9 of the said Teddy G. Johnson's Addition and the plat of Grossbach Place Subdivision in the City of Urbana, recorded in Plat Book "E" at page 319 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicts a certain public right-of-way 14.00' in width running north/ south

between Lots 1, 2, 4, 5, 6 and 7 of the said Grossbach Place Subdivision, being more fully described immediately below, is hereby released, abandoned and vacated upon the recording of a certified copy of this Ordinance with the Recorder of Deeds, Champaign County, Illinois.

Beginning at the southwest corner of Lot 4 of Teddy G. Johnson's Addition to the City of Urbana, recorded in Plat Book "C" at page 44 in the Office of the Recorder of Deeds, Champaign County, Illinois; thence East along the north Right-of-Way line of the 12.0 feet wide platted alley approximately 50 feet to the southeast corner of Lot 4 of Teddy G. Johnson's Addition to the City of Urbana; thence South along the east line of said Lot 4 extended, 12.0 feet to the north line of Lot 9 of said Teddy G. Johnson's Addition to the City of Urbana; thence west along the south Right-of-Way line of the 12.0 feet wide platted alley approximately 50 feet to the northwest corner of Lot 9 of said Teddy G. Johnson's Addition to the City of Urbana; thence North 12.0 feet to the point of beginning, containing 600 square feet (0.014 acre), more or less, and also beginning at the northwest corner of Lot 1 of Grossbach Place Subdivision in the City of Urbana, recorded in Plat Book "E" at page 319 in the Office of the Recorder of Deeds, Champaign County, Illinois, said point being on the south Right-of-Way line of East Main Street; thence south along the east Right-of-Way line of the 14.0 feet wide platted Grossbach Drive approximately 356.4 feet to the southwest corner of Lot 4 of said Grossbach Place Subdivision in the City of Urbana, said point being on the north line of Lot 17 of said Grossbach Place Subdivision; thence west along the north line of said Lot 17, 14.0 feet to the southeast corner of Lot 7 of said Grossbach Place Subdivision; thence north along the west Right-of-Way line of the 14.0 feet wide platted Grossbach Drive approximately 356.4 feet to the northeast corner of Lot 2 of said Grossbach Place Subdivision, said point being on the south Right-of-Way line of East Main Street; thence east along the south Right-of-Way line of East Main Street 14.0 feet to the point of beginning, containing 4,990 square feet (0.115 acre), more or less, all situated in the City of Urbana, Champaign County, Illinois.

Section 2.

That the vacation of the above-described rights-of-way shall be subject to the condition that a perpetual easement upon said north/ south Grossbach Drive 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 right-of-way, 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 3.

That the rights-of-way herein vacated shall attach to and become a part of the parcel numbers identified by PIN: 92-21-16-104-007, 92-21-16-104-026, 92-21-16-104-006, 92-21-16-104-025, 92-21-16-104-024, 92-21-16-104-023, 92-21-16-104-022, and 92-21-16-104-005.

Section 4.

That the plat of vacation attached hereto is incorporated in this Ordinance by reference.

Section 5.

That the City Clerk is directed to record a certified copy of this ordinance.

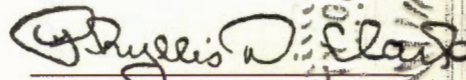
This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of two-thirds of the corporate authorities then holding office (6 of 8 votes) of the City of Urbana, Illinois, at a duly noticed and convened meeting of the said corporate authorities.

PASSED BY THE CORPORATE AUTHORITIES this 14th Day of August, 2023.

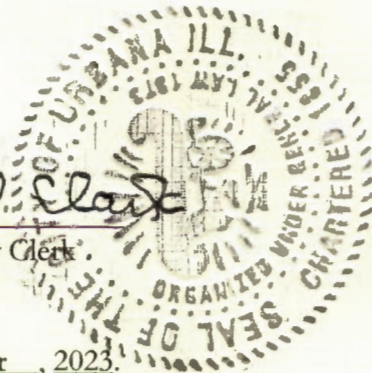
AYES: Wu, Evans, Hursey, Kolisetty, Bishop, Quisenberry

NAYS: None

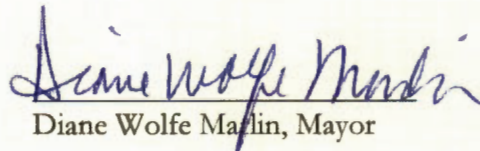
ABSTENTIONS: None



Phyllis D. Clark, City Clerk



APPROVED BY THE MAYOR this 8th Day of September, 2023.



Diane Wolfe Maflin, Mayor

ATTACHMENT "B" PROPOSED RIGHT-OF-WAY VACATION MAP

E Main St



1 inch = 60 feet

Grossbach Dr



1003 E. Main St.

MOLLY JONES
1005 E. Main St.
92-21-16-104-008

S Cottage Grove Ave

VICTORY PARK

Legend

-  Urbana Park District property
-  Proposed Alley Vacation - 5,590 Sq. Ft. Total

