

A RESOLUTION RESPECTING REIMBURSEMENT OF SURVEY COSTS

WHEREAS, the Norfolk and Southern Railway has heretofore abandoned a portion of its rail line to the south of Washington Street to the City limits; and

WHEREAS, after abandonment, the former railroad right-of-way stood elevated above the adjacent residential lots, which situation proved to be a nuisance to the residents bordering upon such former railroad right-of-way; and

WHEREAS, to position itself to cure this nuisance, the City of Urbana did acquire legal title to the former railroad right-of-way and formed Special Service Area Number Three to finance efforts to reduce the grade of the former railroad right-of-way and seed the area to make it once again amenable to normal, urban living; and

WHEREAS, to pay for the extensive earth-moving efforts, each of the abutting residents within Special Service Area Number 3 was charged an equitable share of the costs, ranging approximately from \$1,000.00 to \$1,700.00; and

WHEREAS, the City of Urbana never intended to retain title to the former railroad right-of-way, but acquired it only to facilitate the leveling of the former right-of-way and to attach such property to the adjacent residential lots abutting thereon; and

WHEREAS, to lay out an appropriate division of the former railroad right-of-way for inclusion into the yards of the abutting owners, the City entered into a contract for \$6,000.00 for survey work; and

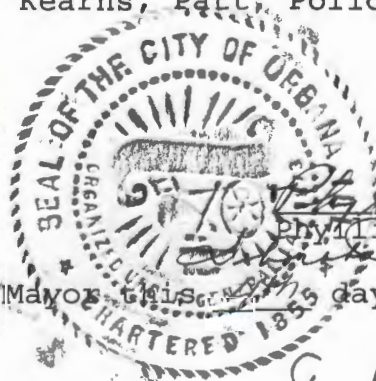
NOW THEREFORE, BE IT RESOLVED that in going forward with the plans of the City of Urbana to dispose of and transfer to adjacent owners the former railroad right-of-way, that such property be transferred without cost to those properties.

PASSED by the City Council this 21st day of October, 1996.

AYES: Hayes, Kearns, Ratt, Pollock, Ryan, Taylor, Whelan

NAYS:

ABSTAINED:



APPROVED by the Mayor this 21st day of November, 1996.

Tod Satterthwaite
Tod Satterthwaite, Mayor