



**CITY OF URBANA, ILLINOIS
DEPARTMENT OF PUBLIC WORKS**

ADMINISTRATION

MEMORANDUM

TO: Bruce K. Walden, Chief Administrative Officer

FROM: William R. Gray, P. E., Public Works Director

DATE: September 5, 2002

RE: **ALLEY VACATION**
North of Oregon Street Between McCullough Street and Birch Street

INTRODUCTION

The residents bound by the block of McCullough Street, California Avenue, Birch Street, and Oregon Street have approached the City requesting that the 12-foot alley behind them be vacated. The east-west alley no longer serves any public purpose. All property owners within this area have been contacted. There have been no objections to the proposed vacation. Easements will be retained in this alley for existing utilities.

FISCAL IMPACTS

There would be no direct fiscal impacts in vacating this alley. The vacation would automatically have the land revert to the adjoining property owners as useable land. This alley vacation would relinquish the City of any future liability. Per city policy said vacation would be done at no cost to the adjacent property owners.

RECOMMENDATION

It is recommended that an ordinance be prepared authorizing the Mayor and Clerk to sign AN ORDINANCE VACATING AN ALLEY (North of Oregon Street Between McCullough Street and Birch Street).

WRG:klf

Attachments: Ordinance
Map

ORDINANCE NO. 2002-09-107

AN ORDINANCE VACATING AN ALLEY

(North of Oregon Street Between McCullough Street and Birch Street)

WHEREAS, The area residents have submitted a request to the City of Urbana asking that a certain alley be vacated; and

WHEREAS, the vacation of the alley described herein will not materially impair access to any property owner; 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 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 public alley in the Northwest Quarter of Section 17, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, more particularly described as follows:

All of the east-west public alley adjacent to Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of "The Subdivision of Out Lots No. 1, 2, 4 & 5 in James S. Busey's Addition of Out Lots to the Town of Urbana", as shown on a plat recorded in Deed Record Book "E" at page 218, in the Office of the Recorder of Deeds, Champaign County, Illinois.

Said public alley being twelve feet (12') in width and containing 4,302 square feet (0.10 acre), more or less, all situated in the City of Urbana, Champaign County, Illinois. Said public alley being in the block bounded by Oregon Street on the south, California Avenue on the north, McCullough Street on the west, and Birch Street on the east.

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. The title to the vacated right-of-way shall vest in the adjacent property owners 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.

Section 4. 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 _____ day of _____,
_____.

AYES:

NAYS:

ABSTAINS:

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of _____,
_____.

Tod Satterthwaite, Mayor

California Avenue

McCullough Street



12'

Proposed Alley Vacation - Area = 4,302 S.F.

12'

Oregon Street

Birch Street

