



**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 6, 2001
RE: **Release of Easement in the Lincoln Centre Subdivision**

INTRODUCTION

Andrae's Harley-Davidson, Inc., is planning to build a new retail and repair store at the southeast corner of Killarney Street and Lincoln Avenue. The City has been asked to release an existing utility easement. The reason to have the easement released is to allow for the construction of the new store to be built over an existing easement and thereby free the site from any existing encumbrances that are not necessary. All utility companies have given approval to allow the release of this easement.

Attached is a draft ordinance releasing an easement in the Lincoln Centre Subdivision, along with a map showing the proposed easement vacation.

FISCAL IMPACTS

There are no fiscal impacts to the City.

RECOMMENDATION

It is recommended that the attached ordinance "Releasing an Easement in the Lincoln Centre Subdivision" be approved.

WRG:klf

Attachments: Ordinance
Map

ORDINANCE NO. 2001-09-105

AN ORDINANCE RELEASING AN EASEMENT IN LINCOLN CENTRE

WHEREAS, the plat of Lincoln Centre, dated October 12, 1978 and recorded February 6, 1979 as Document Number 79R2270 in Plat Book Z at Page 70 in the Office of the Recorder of Deeds of Champaign County, Illinois, depicted a certain easement ten feet (10') in width running along the west side of Lot 4 thereof, for the entire north/south dimension of said Lot 4; and

WHEREAS, all utility companies and the Urbana-Champaign Sanitary District have indicated they have made no use of such easement and do not have any present plans to use the easement and consent to the releasing of said easement; and

WHEREAS, the Urbana City Council has found that it is in the best interest of all concerned that the subject easement be released.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That the easement shown on a plat dated October 12, 1978 and recorded February 6, 1979 as Document Number 79R2270 in Plat Book Z at Page 70 in the Office of the Recorder of Deeds of Champaign County, Illinois, described as the westerly ten feet (10') of even and equal width of Lot 4 except the northerly fifteen feet (15') and the southerly ten feet (10') thereof, is hereby released, vacated and extinguished upon a certified copy of this Ordinance being recorded with the Recorder of Deeds, Champaign County, Illinois.

Section 2. The plat attached hereto is incorporated in this Ordinance by reference.

Section 3. The City Clerk is hereby directed to record a certified copy of this Ordinance in the Office of the Recorder of Deeds, Champaign County, Illinois.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a three-fourths (3/4) vote 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 _____, 2001.

AYES:

NAYS:

ABSTAINS:

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of _____, 2001.

Tod Satterthwaite, Mayor

