

AN ORDINANCE VACATING A STREET

WHEREAS, three-fourths of all the Aldermen of the City of Urbana, Illinois, authorized by law to be elected, have determined that the public interest will be subserved by vacating that portion of Harvey Street described as follows:

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

The City Council of the City of Urbana, Illinois, hereby vacates said portion of said street, described and bounded as follows, to-wit:

Commencing at the northeast corner of Lot 6 of Block 5 of Urbana Railroad Company Addition to the City of Urbana, Illinois, thence southerly along the east boundary of said Lot 6 to the southeast corner of said Lot 6, thence easterly to the southwest corner of Lot 1 of Block 3 of said addition, thence northerly along the west boundary of said Lot 1 to the northwest corner of said Lot 1, thence westerly to the place of beginning at the northeast corner of said Lot 6, situated in the City of Urbana, County of Champaign, and State of Illinois.

And the title of the land included within the said portion of said street so vacated shall vest in the owners of the property abutting on said portion of said street, if and when there is full compliance by such property owners with the subsequent provisions of this Ordinance, within the time specified in this Ordinance.

The City Council of said City herewith determines that the relief to the public from further responsibility in regard to said street, and payments made by the owners for fees to record this Ordinance, constitutes a public interest to authorize this vacation of this portion of said street and is adequate compensation for the same, and however;

The City of Urbana, Illinois, hereby reserves the easements upon and under said portion of said street for the maintenance and repair of all sewers and drains and all

public service facilities which are located on or under the surface of any part of said portion of said street, and such vacation and use of the vacated portion of said street shall create an obligation on the part of the abutting owners to re-imburse the City of Urbana, for any damages caused to the said sewers or drains, resulting from their conduct or use of said portion of said street.

Vesting of title in the portion of the street so vacated in the abutting property owners, shall be subject to an easement to all public utilities, their successors, and assigns to operate, maintain and renew and reconstruct, their facilities affected by this vacation as now operated and maintained in, over or under the portion of the street vacated, unless the said abutting property owners should compensate the said public utilities for such reasonable expense as shall be incurred by said public utilities in connection with the rearrangement, removal or relocation of said utilities, these corporate authorities having determined that it is both necessary and desirable for the public interest that the public service of all said public utilities be continued by the means of said facilities.

Adopted by an affirmative vote of three-fourths of the elected Aldermen of the City Council of the City of Urbana, Illinois, this 17th day of April, 1961.

Bess M. Holmes
City Clerk

Approved by the Mayor this 17th day of April,
1961.

Stanley B. Leaves
Mayor