

AN ORDINANCE VACATING A PORTION
OF A STREET

WHEREAS, three-fourths of the Aldermen of the City of Urbana, Illinois, authorized by law to be elected, have determined that the public interest and the best interests of the City of Urbana, Illinois, will be served by vacating this portion of a street as hereinafter described.

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:

A portion of California Avenue, commencing at the southwest corner of Lot Sixteen (16) of Elizabeth McClain's Heirs Addition to the City of Urbana, in the City of Urbana, Illinois; thence Easterly along the South lines of Lots Sixteen (16), Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-One (21) and Twenty-Two (22); to the Southeast corner of said Lot Twenty-Two (22); thence southerly along the West line of Gregory Place in said City to the Northeast corner of Lot Seven (7) of said addition; thence Westerly along the north lines of Lots Seven (7), Six (6), Five (5), Four (4), Three (3), Two (2) and One (1) to the Northwest corner of said Lot ONE (1); thence northerly along the east line of Goodwin Avenue in said City to the Southwest corner of said Lot Sixteen (16), the point of beginning;

Situated in the City of Urbana, Champaign County, and the State of Illinois;

and the title of the land included with said portion of said street, so vacated, shall vest in the owners of the property abutting on said portion of said street..

The City Council of said City herewith determines that the relief to the public from further responsibility and maintenance in regard to said portion of said street constitute a public interest in regard to this ordinance.

The vacation of said portion of said street and the vesting of title to the land included within the same in the then owners of land abutting thereon shall not become effective until the owners of all of the property abutting upon said portion of said street on each side thereof shall pay compensation to the City of Urbana, Illinois, equal to the benefits which will accrue to such property owner by reason of said vacation of said street and which said compensation equal to said benefits constitute and is, in the judgment of the corporate authorities of said City of Urbana, the sum of One hundred Fifty-Nine Thouse Six Hundred Twenty Dollars (\$159,620.00).

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 portions 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 portions of said street.

Vesting of title in the portion of 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
1st day of November, 1965.

Duane E. Kerty
City Clerk

APPROVED by the Mayor this 1st day of November, 1965.

Stanley B. Beaver
Mayor