

Prepared by:
City of Peoria
419 Fulton St.
Peoria, IL 61602

After recording return to:
Public Works Department
3505 N. Dries Lane
Peoria, IL 61604

**AN ORDINANCE VACATING 166 FEET BY 20 FEET (0.076 ACRES) OF AN ALLEY
BOUNDED BY DOUGLAS STREET AND MOSS AVENUE, IN PEORIA, ILLINOIS;**

WHEREAS, the rights of way more particularly hereinafter described are no longer of value to the public; and

WHEREAS, in the opinion of the City Council of the City of Peoria, the public interest will be served by vacating said rights of way as hereinafter described and shown on Exhibit 1.

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

Section 1. All of the rights of way described below and shown on the attached vacation plat, Exhibit 1, which Exhibits for greater certainty are made a part of this ordinance, is hereby vacated and closed, with the exception of reservations contained in Section 2 hereof. Said right of way is no longer required for public use, and the public interest will be served by such vacation as is hereinafter provided for.

Description of alley to be vacated:

PART OF A 20 FEET WIDE ALLEY IN MOSS'S ADDITION TO THE CITY OF PEORIA, BEING PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 5 AND PART OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 8, ALL IN TOWNSHIP 8 NORTH, RANGE 8 EAST OF THE FOURTH PRINCIPAL MERIDIAN, PEORIA COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 23 IN RANGE 2 OF SAID MOSS'S ADDITION, THENCE SOUTH 65°-00' WEST, (BEARINGS ASSUMED FOR DESCRIPTION PURPOSES ONLY), ALONG THE NORTH LINE OF SAID LOT 23 AND SAID LINE EXTENDED, A DISTANCE OF 165.8 FEET MORE OR LESS TO A POINT 50 FEET NORTHEASTERLY OF THE NORTHWEST CORNER OF LOT 22 IN SAID RANGE 2; THENCE NORTH 00°-42' EAST, A DISTANCE OF 22.2 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT 3 IN BLOCK 6 OF SAID MOSS'S ADDITION; THENCE NORTH 65°-00' EAST, ALONG THE SOUTH LINE OF SAID LOT 3 AND SAID LINE EXTENDED, A DISTANCE OF 165.5 FEET MORE OR LESS TO THE SOUTHEAST CORNER OF LOT 1 IN SAID BLOCK 6; THENCE SOUTH 00°-00' EAST, A

DISTANCE OF 22.1 FEET MORE OR LESS TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 0.07 ACRE, MORE OR LESS. SUBJECT TO ANY EASEMENTS OF RECORD.

Note to County Recorder: Index to the Parcel I.D. Numbers shown in Exhibit 1:

18-05-483-008
18-05-483-012
18-05-483-018
18-05-483-019
18-04-481-013

Section 2. The City of Peoria hereby reserves unto all public utility companies presently operating in, upon, over and under said rights of way, all rights and privileges heretofore granted by City ordinances, including but not limited to, rights under franchises and agreements, which said rights and privileges shall continue in full force and effect the same as if this Ordinance otherwise vacating said rights of way had not been adopted and passed; such rights and privileges with respect to said public utility companies are to remain in effect until, and to terminate upon, the abandonment or release of such use or the relocation of such use outside the public rights of way herein vacated.

It is further provided that no building or other structures shall be erected on the said rights of way herein set forth, or other said reservations be made of such area which would interfere with use, maintenance, renewal or reconstruction of the facilities of said public utilities until such time that all said utilities are terminated as described above.

Section 3. This Ordinance shall take effect and be enforced from and after its passage and approval, subject, however, to the conditions of Section 2 hereof.

Adopted by the City Council of the City of Peoria, Illinois this ___ day of _____, 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel