

ORDINANCE 17,

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 ONE THOUSAND, THREE HUNDRED SIXTY-SEVEN, AND 7/10 SQUARE FEET (1,367.7 SQFT OR 0.03 ACRES) OF PORTIONS OF N GALE AVENUE AND W FORREST HILL AVENUE, ADJACENT TO LOTS 4 & 5, WOODROW WILSON SUBDIVISION, PEORIA, IL;

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 Right-of-Way to be vacated:

LEGAL DESCRIPTION:

A. Part of N GALE AVENUE to be Vacated: A PART OF LOT 4 IN WOODROW WILSON SUBDIVISION, A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION THIRTY-ONE (31), TOWNSHIP NINE (9) NORTH, RANGE EIGHT (8) EAST OF THE FOURTH PRINCIPAL MERIDIAN, PEORIA COUNTY, ILLINOIS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 5 IN SAID WOODROW WILSON SUBDIVISION, THENCE NORTH 88°-24'-48" WEST, (BEARINGS BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, WEST ZONE 1202), ALONG THE SOUTH LINE OF SAID LOT 5 AND THE SOUTH LINE OF SAID LOT 4, 102.04 FEET TO THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED: FROM THE POINT OF BEGINNING, THENCE CONTINUING NORTH 88°-24'-48" WEST, ALONG SAID SOUTH LINE OF LOT 4, 9.54 FEET; THENCE NORTH 30°-39'-02" WEST, 67.95 FEET; THENCE NORTH 00°-00'-00" WEST, 14.90 FEET TO THE EXISTING NORTHEASTERLY RIGHT-OF-WAY LINE OF GALE AVENUE; THENCE SOUTH 30°-57'-50" EAST, ALONG SAID EXISTING NORTHEASTERLY RIGHT-OF-WAY LINE, 85.86 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 603.3 SQ. FT., MORE OR LESS.

B. Part of W FORREST HIL LAVENUE to be Vacated: A PART OF LOT 4 AND A PART OF LOT 5 IN WOODROW WILSON SUBDIVISION, A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION THIRTY-ONE (31), TOWNSHIP NINE (9) NORTH, RANGE EIGHT (8) EAST OF THE FOURTH PRINCIPAL MERIDIAN, PEORIA COUNTY, ILLINOIS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 5 IN SAID WOODROW WILSON SUBDIVISION, THENCE NORTH 01°-35'-40" EAST, (BEARINGS BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, WEST ZONE 1202), ALONG THE EAST LINE OF SAID LOT 5, 98.50 FEET TO THE EXISTING SOUTH RIGHT-OF-WAY LINE OF FORREST HILL AVENUE AND THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED: FROM THE POINT OF BEGINNING, THENCE NORTH 89°-42'-56" WEST, ALONG SAID EXISTING SOUTH RIGHT-OF-WAY LINE, 133.49 FEET; THENCE NORTH 75°-32'-18" EAST, 20.12 FEET; THENCE NORTH 85°-35'-25" EAST, 14.93 FEET; THENCE SOUTH 89°-42'-56" EAST, 99.30 FEET TO THE EAST LINE OF SAID LOT 5; THENCE SOUTH 01°-35'-40" WEST, ALONG SAID EAST LINE OF LOT 5, 6.34 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 764.4 SQ. FT., MORE OR LESS.

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

14-31-227-001

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 _____, 2017.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel

Legal Description

(Roadway Vacation – portions of N Gale Avenue and W Forrest Hill Avenue, Lots 4 & 5 Woodrow Wilson Subdivision)

(1,367.7 sq. ft)

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