

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 342.0 FEET BY 18 FEET (0.14 ACRE) OF AN ALLEY BOUNDED BY HANCOCK SREET, MOROE AVENUE, GREEN STREET, AND MADISON AVENUE, ADJACENT TO LOTS 5 THROUGH 12, BLOCK 35 OF THE ORIGINAL TOWN OF PEORIA, PEORIA;

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:

LEGAL DESCRIPTION

THE ENTIRE ALLEY IN BLOCK 35 OF THE ORIGINAL TOWN OF PEORIA, BEING A PART OF THE SE ¼ OF SECTION 4, T.8N., R.8E., OF THE 4TH P.M. AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE MOST WESTERLY CORNER OF LOT 7 IN SAID BLOCK 35, AS THE POINT OF BEGINNING OF THE ALLEY TO BE DESCRIBED; THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY RIGHT OF WAY LINE OF HANCOCK SRTEET, A DISTANCE OF 18.0 FEET; THENCE NORTHEASTERLY ALONG THE SOUTHEASTERLY LINE OF LOTS 6 AND 5 IN SAID BLOCK 25, A DISTANCE OF 342.0 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF LINE OF GREEN STREET; THENCE SOUTHEASTERLY ALONG THE SOUTHWESTERLY RIGHT OF WAY LINE OF SAID GREEN STREET, A DISTANCE OF 18.0 FEET; THENCE SOUTHWESTERLY ALONG THE NORTHWESTERLY LINE OF LOTS 12 THRU

7, A DISTANCE OF 342.0 FEET TO THE POINT OF BEGINNING, SITUATE, LYING AND BEING IN THE COUNTY OF PEORIA AND STATE OF ILLINOIS.

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

- 18-04-481-002
- 18-04-481-004
- 18-04-481-007
- 18-04-481-008
- 18-04-481-009
- 18-04-481-010
- 18-04-481-011
- 18-04-481-012
- 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