

**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 TO VACATE APPROXIMATELY:**

**906.5 FEET OF THE NORTHEASTERN END OF THE GROVE STREET RIGHT-OF-WAY  
BOUNDED BY THE NORTH LINE OF SECTION 16 AND THE MCARTHUR HIGHWAY  
CEDAR STREET BRIDGE RIGHT-OF-WAY**

**30 FEET OF THE NORTHWESTERN END OF THE RYE STREET RIGHT-OF-WAY  
BOUNDED BY THE SOUTHEASTERN RIGHT-OF-WAY LINE OF GROVE STREET AND  
THE NORTHWESTERN RIGHT-OF-WAY LINE OF MONARCH STREET**

**154.3 FEET OF THE CEDAR STREET RIGHT-OF-WAY BOUNDED BY THE  
NORTHWESTERLY RIGHT-OF-WAY LINE OF GROVE STREET AND THE  
SOUTHEASTERLY RIGHT-OF-WAY LINE OF WATER STREET**

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 Schedules 1, 2 and 3.

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

Section 1 (Grove Street). All of the right of way described on Schedule 1-A and shown on the vacation plats attached as Schedules 1-B and 1-C, which Schedules for greater certainty are made a part of this ordinance, is hereby vacated and closed, with the exception of reservations contained in Section 4 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.

Note to County Recorder: Index to the Parcel I.D. Numbers shown in Schedule 1-A:

Section 2 (Rye Street). All of the right of way described on Schedule 2-A and shown on the vacation plats attached as Schedules 2-B and 2-C, which Schedules for greater certainty are made a part of this ordinance, is hereby vacated and closed, with the exception of reservations contained in Section 4 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.

Note to County Recorder: Index to the Parcel I.D. Numbers shown in Schedule 2-A:

Section 3 (Cedar Street). All of the right of way described on Schedule 3-A and shown on the vacation plats attached as Schedules 3-B and 3-C, which Schedules for greater certainty are made a part of this ordinance, is hereby vacated and closed, with the exception of reservations contained in Section 4 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.

Note to County Recorder: Index to the Parcel I.D. Numbers shown in Schedule 3-A:

Section 4. 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.

This vacation is made subject to the rights reserved in the Quitclaim Deed from the State of Illinois to the City of Peoria recorded February 28, 2014 in the office of the Peoria County Recorder as document number 2014003615, reserving to the State a perpetual easement over and across the property described in Section 3 of this ordinance for maintenance and other purposes related to the continued operation of the Cedar Street Bridge, including the construction of crash walls around existing piers to protect the actual bridge structure.

Section 5. This Ordinance shall take effect and be enforced from and after its passage and approval, subject, however, to the conditions of Section 4 hereof.

Adopted by the City Council of the City of Peoria, Illinois this \_\_\_\_ day of \_\_\_\_\_, 2014.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

EXAMINED AND APPROVED:

\_\_\_\_\_  
Interim Corporate Counsel