

**ORDINANCE**

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

**ORDINANCE VACATING THREE THOUSAND ONE HUNDRED NINE SQUARE FEET (3,109 SQFT OR 0.071 ACRES) OF ALLEY, ADJACENT TO PARCELS 18-03-230-006, 18-03-230-021, 18-03-230-024, 18-03-230-027, PART OF FAIR ASSOCIATION 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 A.

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 A, 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:

PART OF A 16-FOOT WIDE ALLEY LAYING ADJACENT TO LOTS 1, 31, 32, AND 33 IN FAIR ASSOCIATION SUBDIVISION, A SUBDIVISION RECORDED MAY 29TH, 1884 IN PLAT BOOK B ON PAGE 222, ALSO PART OF LOT 10 IN JOHN BIRKET'S SUBDIVISION, A SUBDIVISION RECORDED JUNE 9, 1871 IN PLAT BOOK B ON PAGE 66 IN THE PEORIA COUNTY RECORDERS OFFICE, BEING PART OF THE NORTHEAST QUARTER OF SECTION 3, TOWNSHIP 8 NORTH, RANGE 8 EAST OF THE FOURTH PRINCIPAL MERIDIAN, PEORIA COUNTY, ILLINOIS. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHMOST CORNER OF SAID LOT 33; THENCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF SAID LOTS 31, 32, AND 33 TO ITS INTERSECTION WITH A 16.00 FOOT ALLEY RIGHT OF WAY THAT RUNS NORTHWEST AND 16.00 FEET PARALLEL TO THE SOUTHERLY LINE OF SAID LOT 1; THENCE NORTHWESTERLY ALONG SAID LINE TO THE SOUTHERLY LINE OF A VACATED 16 FOOT ALLEY WAY VACATED PER CITY OF PEORIA ORDINANCE NO. 17,972 RECORDED AS DOCUMENT NUMBER 2022009745 IN THE PEORIA COUNTY RECORDER OF DEEDS OFFICE; THENCE NORTHEASTERLY ALONG SAID

SOUTHERLY LINE TO THE SOUTHERLY LINE OF SAID LOT 1; THENCE SOUTHEASTERLY TO THE SOUTHMOST CORNER OF SAID LOT 1; THENCE NORTHEASTERLY ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1 TO THE SOUTHERLY RIGHT OF WAY LINE OF VAN BUREN STREET; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE TO THE POINT OF BEGINNING. CONTAINING 3,109 SQUARE FEET MORE OR LESS.

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

18-03-230-006  
18-03-230-021  
18-03-230-024  
And  
18-03-230-027

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 \_\_\_\_\_, 2023.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

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

EXAMINED AND APPROVED:

\_\_\_\_\_  
Corporation Counsel