

ORDINANCE 20,

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, EIGHT HUNDRED SIXTY-SEVEN SQUARE FEET (1,867 SQFT OR 0.043 ACRES) OF ALLEY, ADJACENT TO PARCELS 18-07-482-033 and 18-07-482-042, PART OF BLOCK 1 IN SELBY PARK 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 Exhibit for greater certainty is 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:

COMMENCING AT THE SOUTHWEST CORNER OF LOT 27, THENCE SOUTH 89 DEGREES 31 MINUTES 43 SECONDS EAST (BEARINGS ARE ASSUMED FOR DESCRIPTIVE PURPOSES), ALONG THE EXISTING NORTH LINE OF HOWETT STREET, SAID LINE ALSO BEING THE SOUTH LINE OF SAID BLOCK 1, 541.07 FEET TO THE SOUTHEAST CORNER OF LOT 10 IN SAID BLOCK 1, AS THE POINT OF BEGINNING OF THE PARTIAL ALLEY VACATION; THENCE NORTH 00 DEGREES 00 MINUTES 25 SECONDS EAST, ALONG THE WEST RIGHT OF WAY LINE OF SAID ALLEY, SAID LINE ALSO BEING THE EAST LINE OF SAID LOT 10, 124.47 TO THE NORTHEAST CORNER OF SAID LOT 10; THENCE SOUTH 89 DEGREES 27 MINUTES 44 SECONDS EAST, ALONG THE NORTH LINE OF SAID LOT 10 EXTENDED, 15.00 FEET TO THE EAST RIGHT OF WAY LINE OF SAID ALLEY, SAID LINE ALSO BEING THE WEST LINE OF LOT 5 IN SAID BLOCK 1; THENCE SOUTH 00 DEGREES 00 MINUTES 25 SECONDS WEST, ALONG SAID WESTERLY RIGHT OF WAY LINE, SAID LINE ALSO BEING THE WEST LINE OF SAID LOT 5 AND LOTS 6, 7, 8, AND 9 IN SAID BLOCK 1, 124.45 FEET TO THE SOUTHWEST CORNER OF SAID LOT 9, SAID CORNER ALSO BEING ON SAID SOUTH LINE OF BLOCK 1; THENCE NORTH 89 DEGREES 31 MINUTES 43 SECONDS WEST, ALONG SAID SOUTH LINE,

15.00 FEET TO SAID POINT OF BEGINNING, CONTAINING 1,867 SQUARE FEET, MORE OR LESS, OR 0.043 ACRES, MORE OR LESS.

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

18-07-482-033

And

18-07-482-042

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 _____, 2020.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel