

ORDINANCE 17,972

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 FOURTEEN THOUSAND THREE HUNDRED EIGHTY SQUARE FEET (14,380 SQFT OR 0.33 ACRES) OF ALLEY AND PUBLIC ROAD, ADJACENT TO PARCELS 18-03-230-006, 18-03-230-014, 18-03-230-015, 18-03-230-017, 18-03-230-025, 18-03-230-026, 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 B.

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 B, 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 NORTHEAST MADISON AVENUE AND A 16-FOOT WIDE ALLEY LAYING ADJACENT TO LOTS 1-7 IN FAIR ASSOCIATION SUBDIVISION, A SUBDIVISION RECORDED MAY 29 TH, 1884 IN PLAT BOOK B ON PAGE 222 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 NORTHWEST CORNER OF SAID LOT 4, THENCE SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 4 TO ITS INTERSECTION WITH SAID 16-FOOT ALLEY RIGHT OF WAY; THENCE SOUTHEASTERLY ALONG THE SOUTHERLY LINE OF SAID LOTS 1-4 TO A POINT 17.67 FEET SOUTHEAST OF THE SOUTHWEST CORNER OF SAID LOT 1; THENCE ON A LINE 90 DEGREES RIGHT, 16.00 FEET TO THE SOUTHWESTERLY LINE OF SAID ALLEY; THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY LINE TO THE SOUTHERLY EXTENSION OF A LINE 13 FOOT PARALLEL AND NORTH OF THE WESTERLY LOT LINE OF SAID LOT 6; THENCE NORTHEASTERLY 16.00 FEET TO THE SOUTHERLY LINE OF SAID LOT 7; THENCE SOUTHEASTERLY ALONG THE SOUTHERLY LINE OF SAID LOTS 6 AND 7 TO THE SOUTHEAST

CORNER OF SAID LOT 6; THENCE NORTHEAST ALONG THE EASTERLY LINE OF SAID LOT 6 TO ITS INTERSECTION WITH SOUTHERLY RIGHT OF WAY OF VAN BUREN STREET; THENCE SOUTHEAST ALONG SAID SOUTHERLY RIGHT OF WAY OF VAN BUREN STREET TO THE POINT OF BEGINNING. CONTAINING 14,380 SQUARE FEET MORE OR LESS.

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

- 18-03-230-006
- 18-03-230-014
- 18-03-230-015
- 18-03-230-017
- 18-03-230-025
- And
- 18-03-230-026

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 24 day of May, 2022.

APPROVED:

Rita Ali
Mayor

ATTEST:

Stephanie Arr
City Clerk

BY:

John D. Bonds
Chief Deputy City Clerk

EXAMINED AND APPROVED:

Christina L. Kapustka
Corporation Counsel