



# Office of Chicago City Clerk



O2011-1436

Office of the City Clerk

## Tracking Sheet

<b>Meeting Date:</b>	<b>3/9/2011</b>
<b>Sponsor(s):</b>	<b>Beale, Anthony (9)</b>
<b>Type:</b>	<b>Ordinance</b>
<b>Title:</b>	<b>Easement agreement with North Pullman 111th, Inc. for storm sewer</b>
<b>Committee(s) Assignment:</b>	<b>Committee on Transportation and Public Way</b>

## ORDINANCE

**WHEREAS**, the City of Chicago ("City") is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970, and as such, may exercise any power and perform any function pertaining to its government and affairs; and

**WHEREAS**, North Pullman 111<sup>th</sup>, Inc., an Illinois for profit corporation ("Developer ") owns land and intends to create a subdivision in the vicinity of 111<sup>th</sup> Street and the Bishop Ford Freeway, Chicago, Illinois, as shown on the Plat of Subdivision, Pullman Park Phase I ("Subdivision") attached hereto as Exhibit A; and

**WHEREAS**, As part of the Subdivision Developer proposes to vacate a portion of Doty Avenue and dedicate a new Doty Avenue in a different location which location is shown on Exhibit A; and

**WHEREAS**, City is willing to vacate the portion of Doty Avenue and accept the dedication of Doty Avenue in the location proposed by Developer; and

**WHEREAS**, As part of the redevelopment of the Subdivision it is anticipated that a storm sewer will be located under newly dedicated Doty Avenue as shown on the Right to Use plat attached hereto as Exhibit B; and

**WHEREAS**, The Developer is requesting and the City has agreed to enter into an easement agreement to allow for the placement of the storm sewer under to be dedicated Doty Avenue,

*Now, Therefore, Be It Ordained by the City Council of the City of Chicago:*

**SECTION 1.** The forgoing recitals are hereby incorporated herein and adopted as the findings of the City Council.

**SECTION 2.** The Commissioner of the Department of Water Management (the "Commissioner") or a designee of the Commissioner is each hereby authorized, with the approval of the City's Corporation Counsel as to form and legality, to negotiate, execute and deliver an easement agreement between the Developer and the City, and such other supporting documents as may be necessary or appropriate to carry out and comply with the provisions of the easement agreement.

**SECTION 3.** If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the other provisions of this ordinance.

**SECTION 4.** This ordinance shall take effect upon its passage and approval.



Honorable Anthony Beale  
Alderman, 9<sup>th</sup> Ward

Exhibit "A"

*Plat of Subdivision Pullman Park-Phase I*

*Exhibit "B"*

*Right to Use*