



Office of the Chicago City
Clerk



O2012-4448

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:	6/27/2012
Sponsor(s):	Harris, Michelle A. (8)
Type:	Ordinance
Title:	Vacation of public street(s) on portion of S Constance Ave
Committee(s) Assignment:	Committee on Transportation and Public Way

INTERGOVERNMENTAL ORDINANCE

WHEREAS, the City of Chicago ("City") is a home rule unit of local government pursuant to Article VII, Section 6 (a) of the 1970 constitution of the State of Illinois and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the properties at 7500 – 7513 S. Constance Av., are owned by the City of Chicago, a Municipal Corporation; and

WHEREAS, the Public Building Commission of Chicago proposes to assemble properties including the portion of the street to be vacated for the benefit of the Chicago Park District (Rosenblum Park Expansion); and

WHEREAS, The City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of public use and the public interest to be subserved is such as to warrant the vacation of part of the public street described in the following ordinance; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1.

VACATION:

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT ONE IN BLOCK 4 IN JAMES STINSON'S SUBDIVISION, RECORDED ON APRIL 1, 1875 AS DOCUMENT NUMBER 20877; THENCE SOUTHERLY ON AN ASSUMED BEARING OF SOUTH 1 DEGREE 27 MINUTES 24 SECONDS EAST ALONG THE WEST RIGHT OF WAY LINE OF SOUTH CONSTANCE AVENUE, 127.80 FEET TO THE NORTH RIGHT OF WAY LINE OF THE EAST-WEST PUBLIC ALLEY FIRST SOUTH OF EAST 75TH STREET; THENCE NORTHEASTERLY, EASTERLY, AND SOUTHEASTERLY 90.28 FEET ON A CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 34.00 FEET, THE CHORD OF SAID CURVE BEARS NORTH 88 DEGREES 36 MINUTES 32 SECONDS EAST, 66.00 FEET TO THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF SAID NORTH RIGHT OF WAY LINE AND THE EAST RIGHT OF WAY LINE OF SOUTH CONSTANCE AVENUE; THENCE NORTH 1 DEGREE 27 MINUTES 24 SECONDS WEST ALONG SAID LINE, 127.74 FEET TO THE SOUTH RIGHT OF WAY LINE OF EAST 75TH STREET; THENCE SOUTH 88 DEGREES 39 MINUTES 29 SECONDS WEST ALONG SAID LINE, 66.00 FEET TO THE POINT OF BEGINNING.

SAID PART CONTAINING 0.165 ACRE (7,168 SQ. FT.), MORE OR LESS, as shaded and legally described by the words "HEREBY VACATED" on the plat hereto attached, which plat for greater clarity is hereby made a part of this ordinance, be and the same is hereby vacated, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacations and opening.

SECTION 2. The City of Chicago hereby reserves the area herein vacated, as a right of way for existing Department of Water Management sewers and sewer structures, for the installation of any additional sewers, sewer structures and appurtenances now located or, which in the future, and be located in the street as herein vacated, and for the maintenance, renewal and reconstruction of such facilities. It is also provided that, the City shall have 24 hour access to the area to be vacated; that no buildings or other permanent structures shall be erected on said right of way herein reserved, or other use made of said area, which in the sole discretion and judgment of the respective municipal officials having control of the aforesaid service facilities, would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities; and that all sewers structures shall be exposed to grade. It is further provided that any vacation-beneficiary prompted adjustments to sewer facilities in the area to be vacated; and the repair, renewal or replacement of any private materials, or private property damaged in the area to be vacated as a result of the City exercising its easement rights shall be done at the beneficiary's expense.

SECTION 3. The City of Chicago hereby reserves the street as herein vacated, as a right of way for an existing Department of Water Management main and appurtenances thereto, and for the installation of any additional water mains and appurtenances which in the future may located in the street as herein vacated, and for the maintenance, renewal, and reconstruction of such facilities, with the right of ingress and egress at all times upon reasonable notice. It is further provided that no buildings or other structures shall be erected on the said right of way herein reserved or other use made of said area, which in the judgment of the municipal officials having control of the aforesaid service facilities would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities. It is further provided that any vacation-beneficiary prompted adjustments to water facilities in the area to be vacated; and the repair, renewal or replacement of any private materials, or private property damaged in the area to be vacated as a result of the City exercising its easement rights shall be done at the beneficiary's expense.

SECTION 4. The City of Chicago hereby reserves for the benefit of Commonwealth Edison its successors or assigns, a non-exclusive utility easement to operate, maintain, construct, replace and renew overhead wires, poles, and associated equipment and underground conduit, cables, and associated equipment for the transmission and distribution of electrical energy, telephonic and associated services under, over and along the street herein vacated, with the right of ingress and egress. The grade of the vacated public way shall not be altered in a manner so as to interfere with the operation and maintenance of Commonwealth Edison's facilities. No buildings, permanent structures or obstructions shall be placed over Commonwealth Edison's facilities without written release of easement by Commonwealth Edison. Any future relocation of Commonwealth Edison's facilities lying within the area being vacated will be done by Commonwealth Edison

SECTION 5. The City of Chicago hereby reserves for the benefit of The Peoples Gas Light and Coke Co. an easement to operate, maintain, repair, renew and replace existing underground facilities and to construct new facilities in all of the "to be vacated" with the right of ingress and egress at all times for any and all such purposes. It is further provided that no buildings or other structures shall be erected on said easement herein reserved for The Peoples Gas Light and Coke Co. or other use made of the said area which would interfere with the construction, operation, maintenance, repair, removal, or replacement of said facilities, or the construction of additional facilities.

SECTION 6. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, the Public Building Commission of Chicago shall deposit in the City Treasury of the City of Chicago, a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb at the entrance to that part of the street hereby vacated, similar to the adjacent and contiguous sidewalk and curb.

SECTION 7. The vacation herein provided for is made upon the express condition that within one hundred eighty (180) days after the passage of this ordinance, the Public Building Commission of Chicago shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with the attached plat exhibits as approved by the CDOT Superintendent of Maps and Plats

SECTION 8. This ordinance shall take effect and be in force from and after its passage and publication.

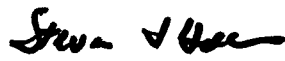
SECTION 9. The vacations shall take effect and be in force from and after its recording.

Vacation Approved:



Gabe Klein
Commissioner

Approved as to Form and Legality



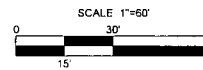
Deputy Corporation Counsel



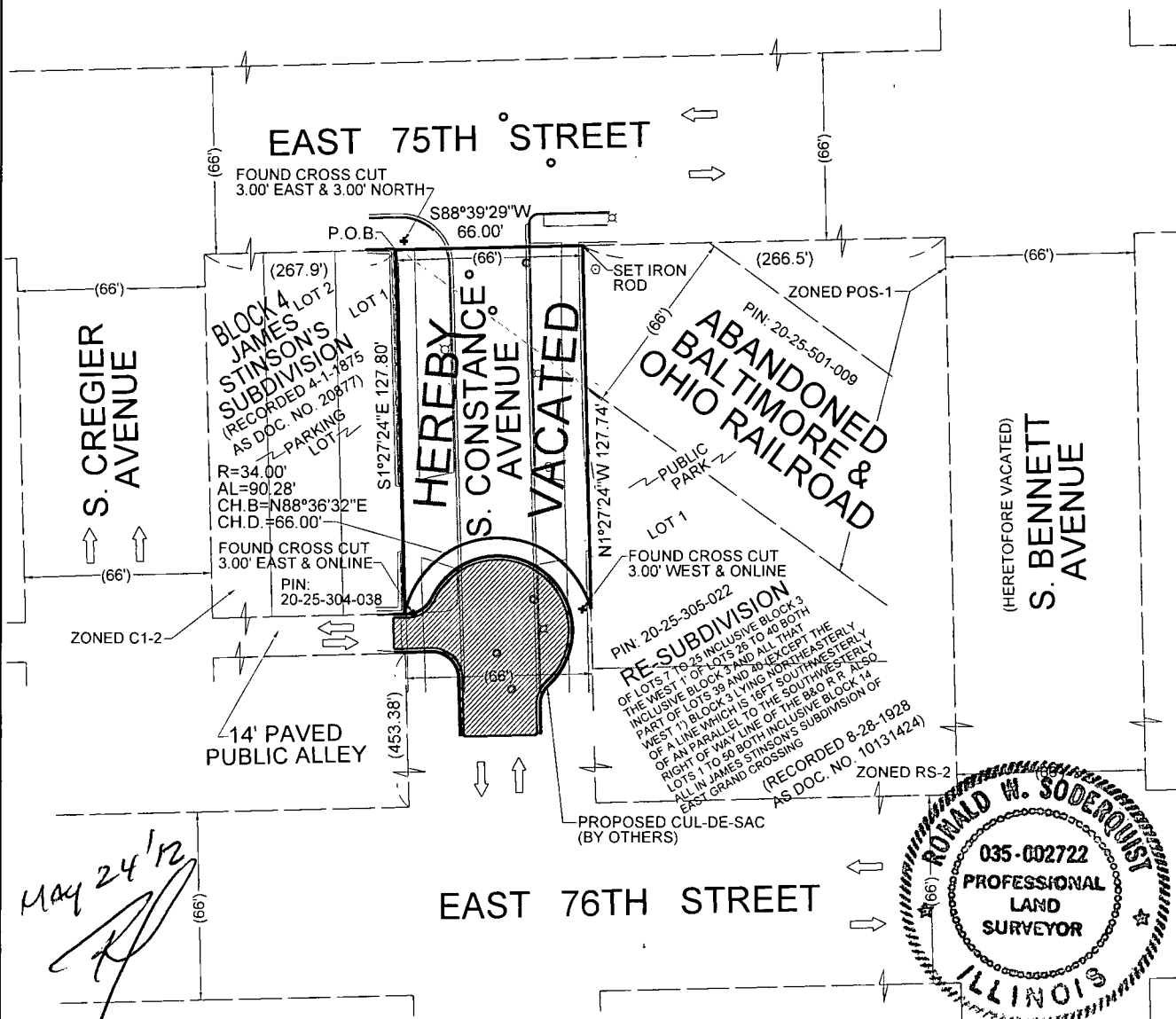
Honorable Michelle Harris
Alderman, 8th Ward

345

BEGINNING AT THE NORTHEAST CORNER OF LOT ONE IN BLOCK 4 IN JAMES STINSON'S SUBDIVISION, RECORDED ON APRIL 1, 1875 AS DOCUMENT NUMBER 20877; THENCE SOUTHERLY ON AN ASSUMED BEARING OF SOUTH 1 DEGREE 27 MINUTES 24 SECONDS EAST ALONG THE WEST RIGHT OF WAY LINE OF SOUTH CONSTANCE AVENUE, 127.80 FEET TO THE NORTH RIGHT OF WAY LINE OF THE EAST-WEST PUBLIC ALLEY FIRST SOUTH OF EAST 75TH STREET, THENCE NORTHEASTERLY, EASTERLY, AND SOUTHEASTERLY 90.28 FEET ON A CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 34.00 FEET, THE CHORD OF SAID CURVE BEARS NORTH 88 DEGREES 36 MINUTES 32 SECONDS EAST, 66.00 FEET TO THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF SAID NORTH RIGHT OF WAY LINE AND THE EAST RIGHT OF WAY LINE OF SOUTH CONSTANCE AVENUE; THENCE NORTH 1 DEGREE 27 MINUTES 24 SECONDS WEST ALONG SAID LINE, 127.74 FEET TO THE SOUTH RIGHT OF WAY LINE OF EAST 75TH STREET, THENCE SOUTH 88 DEGREES 39 MINUTES 29 SECONDS WEST ALONG SAID LINE, 66.00 FEET TO THE POINT OF BEGINNING.
SAID PART CONTAINING 0.165 ACRE (7,168 SQ. FT.). MORE OR LESS.



	BOUNDARY LINE
	EASEMENT
	LOT LINE
	RIGHT OF WAY LINE
	FENCE
 (XX XX) RECORD DIMENSION	
	LIGHT POLE
	UTILITY POLE
	SIGN
	VALVE
	MANHOLE/CATCHBASIN
	FIRE HYDRANT
	DECIDUOUS TREE
N, S, E, W.	NORTH, SOUTH, EAST, WEST
CONC	CONCRETE
	TRAFFIC SIGNAL
	TRAFFIC DIRECTION
	AREA OF VACATION



DECEMBER, 2011, THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT MINIMUM STANDARDS.

Ronald W. Soderquist

RONALD W. SODERQUIST, ILLINOIS PROFESSIONAL LAND SURVEYOR
LICENSE NUMBER: 2722
EXPIRATION DATE: NOVEMBER 30TH, 2012

- 1) THE BASIS OF BEARING IS ASSUMED S12°27'24"E ON THE WEST RIGHT OF WAY LINE OF SOUTH CONSTANCE AVENUE.
- 2) DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.
- 3) NO DIMENSIONS SHOULD BE ASSUMED BY SCALE MEASUREMENTS UPON THE PLAT
- 4) FIELD WORK PERFORMED. 12-12-11

 **benesch**
engineers · scientists · planners

Alfred Benesch & Company
205 North Michigan Avenue, Suite 2400
Chicago, Illinois 60601
312-565-0450
Design Firm License # 184 000882

CHICAGO DEPARTMENT OF TRANSPORTATION
PLAT OF VACATION

SURVEY PREPARED FOR THE PUBLIC BUILDING COMMISSION OF CHICAGO
COPIES TO EDWARD BARK, RICHARD J. DALEY CENTER, ROOM 200
50 WEST WASHINGTON STREET, CHICAGO, IL 60602

REVISED	-	12-20-11
REVISED	-	02-08-12
REVISED	-	04-24-12
REVISED	-	05-22-12
REVISED	-	
REVISED	-	