



City of Chicago



O2010-6656

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:	11/17/2010
Status:	Introduced
Sponsor(s):	Mayor
Type:	Ordinance
Title:	Conveyance of City-owned Property to Chicago Park District
Committee(s) Assignment:	Committee on Housing and Real Estate



OFFICE OF THE MAYOR
CITY OF CHICAGO

RICHARD M. DALEY
MAYOR

November 17, 2010

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Zoning and Land Use Planning, I transmit herewith an ordinance authorizing a conveyance of property to the Chicago Park District.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Richard M. Daley
Mayor

ORDINANCE

WHEREAS, the City of Chicago (the "City"), is a home rule unit of government under Article VII, Section 6(a) of the 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 Chicago Plan Commission, the Chicago Park District, a body politic and corporate and a unit of local government under Article VII, Section 1 of the 1970 Constitution of the State of Illinois (the "Park District") and the City Council of the City have previously prepared and approved that certain planning document entitled, "CitySpace: An Open Space Plan For Chicago", dated January 1998 (the "Open Space Plan"), which set forth certain goals and objectives for increasing open space in the City; and

WHEREAS, the City Council, by ordinances adopted on July 21, 1999 and published in the Journal of Proceedings of the City Council for such date at pages 8099-8210, has approved a redevelopment plan and project (the "Plan") for the 24th/Michigan Tax Increment Financing (the "TIF Area") pursuant to the Illinois Tax Increment Allocation Redevelopment Act, as amended (65 ILCS 5/11-74.4-1 et seq., (the "Act")), has designated the TIF Area as a "redevelopment project area" under the Act, and has adopted tax increment financing for the TIF Area; and

WHEREAS, the goals and objectives of the Plan include, among other things, creating an environment for new open space facilities serving the surrounding community and encouraging open space beautification and new parks as amenities to residential developments; and

WHEREAS, the City Council finds that the establishment of additional public open space and public parks is essential to the general health, safety and welfare of the City; and

WHEREAS, pursuant to ordinance adopted by the Board of Commissioners of the Park District on April 13, 2005, the Park District has previously approved the City's conveyance of the real property commonly known as 2401 S. Federal Street (P.I.N. 17-28-226-001), 2420 S. Dearborn Street (P.I.N. 17-28-226-005), 2440 S. Dearborn Street (P.I.N. 17-28-226-007) and 2435 S. Federal Street (P.I.N. 17-28-226-010) (collectively, subject to final title commitment and survey, the "Property"), which is located in the Near South Community Area and in the TIF Area, to the Park District and the construction of certain public improvements thereon, which improvements have been substantially completed (the "Project"); and

WHEREAS, the City Council finds that the transfer of the Property to the Park District for the Project is consistent with the goals and objectives of the Open Space Plan and the Plan for the TIF Area; and

WHEREAS, the Local Government Property Transfer Act, 50 ILCS 605/0.01 et seq. authorizes a transferor municipal corporation to transfer property that is wholly within and coextensive with the corporate limits of another transferee municipality if it is necessary or

convenient for the transferee municipality to use, occupy or improve such property for the making of any public improvement or any public purpose; and

WHEREAS, as recited above, the corporate authorities of the Park District have found that it is necessary or convenient for the City to transfer the Property to the Park District for the public improvements and public purposes described above; now, therefore

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The above recitals and the findings contained therein are expressly incorporated in and made part of this ordinance as though fully set forth herein.

SECTION 2. The City Council finds that it is necessary or convenient to transfer the Property to the Park District for the Project.

SECTION 3. The City of Chicago hereby approves the conveyance of the Property to the Park District for One and No/100 Dollars (\$1.00).

SECTION 4. The Mayor or his proxy is authorized to execute, and the City Clerk is authorized to attest, a quitclaim deed conveying the Property to the Park District for the purposes of the Project.

SECTION 5. The Commissioner of the Department of Zoning and Land Use Planning, or any successor department thereto (the "Commissioner") and a designee of the Commissioner are each hereby authorized to execute such documents as may be necessary or appropriate to implement the provisions of this ordinance, subject to the approval of the Corporation Counsel.

SECTION 6. 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 7. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 8. This ordinance shall be in full force and effect from and after the date of its passage and approval.