



# City of Chicago



O2015-118

Office of the City Clerk

## Document Tracking Sheet

<b>Meeting Date:</b>	1/21/2015
<b>Sponsor(s):</b>	Burnett (27)
<b>Type:</b>	Ordinance
<b>Title:</b>	Vacation of Public Alley in area bounded by W Washington Blvd, N Talman Ave, W Warren Blvd and N Washtenaw Ave
<b>Committee(s) Assignment:</b>	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 2633-2663 and 2667-2673 W. Washington Boulevard and 35-43 and 47-55 N. Washtenaw Avenue, are owned by the Public Building Commission of Chicago, a Municipal Corporation, and the City of Chicago, in Trust for the Use of Schools; and

WHEREAS, the Public Building Commission of Chicago proposes to assemble properties for the Chicago Board of Education / Dodge Elementary School including the portion of the alleys to be vacated; 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 alleys described in the following ordinance; now, therefore,

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

SECTION 1. ALL OF THE NORTH-SOUTH 16 FOOT WIDE "OPEN ALLEY" BY BOARD OF EDUCATION, RECORDED NOVEMBER 24, 1959 AS DOCUMENT NUMBER 17720341, LYING SOUTH OF AND ADJOINING WEST WASHINGTON BOULEVARD AND LYING NORTH OF AND ADJOINING THE EAST-WEST 17 FOOT WIDE PUBLIC ALLEY IN BLOCK 2 IN MARY SMITH'S RESUBDIVISION OF LOT 3 IN THE CIRCUIT COURT PARTITION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, BY REPORT FILED JUNE 5, 1856, ANTE FIRE, IN COOK COUNTY, ILLINOIS.

ALSO

THAT PART OF THE EAST-WEST 17 FOOT WIDE PUBLIC ALLEY LYING EAST OF AND ADJOINING THE EAST LINE OF WASHTENAW AVENUE AND LYING WEST OF AND ADJOINING THAT PART OF THE EAST-WEST 17 FOOT WIDE ALLEY VACATED BY ORDINANCE PASSED OCTOBER 14, 1959 AND RECORDED NOVEMBER 24, 1959 AS DOCUMENT NUMBER 17720341, IN BLOCK 2 IN MARY SMITH'S RESUBDIVISION OF LOT 3 IN THE CIRCUIT COURT PARTITION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, BY REPORT FILED JUNE 5, 1856, ANTE FIRE, IN COOK COUNTY, ILLINOIS.

CONTAINING, IN THE AGGREGATE, 3,312 SQUARE FEET (0.076 ACRES) OF LAND, MORE OR LESS.



as shaded and legally described by the words "HEREBY VACATED" on the plat hereto attached as Exhibit A, which drawing for greater clarity, is hereby made a part of this ordinance, be and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacations.

SECTION 2 The City of Chicago hereby reserves for the benefit of Commonwealth Edison, Comcast and their 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 alleys herein vacated, with the right of ingress and egress. The grade of the vacated public ways shall not be altered in a manner so as to interfere with the operation and maintenance of Commonwealth Edison, and/or Comcast facilities. No buildings, permanent structures or obstructions shall be placed over Commonwealth Edison, and/or Comcast facilities without express written release of easement by the involved utility. Any future vacation-beneficiary prompted relocation of Commonwealth Edison, and/or Comcast facilities lying within the area to be vacated will be accomplished by the respective utility and done at the expense of the beneficiary of the vacation.

SECTION 3 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 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 a full sized plat as approved by the Superintendent of Maps and Plats.

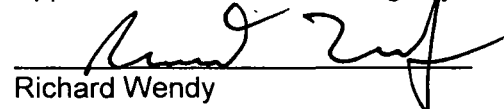
SECTION 4. This ordinance shall take effect and be in force from and after its passage and publication. The vacation shall take effect and be in force from and after its recording. The vacation shall take effect and be in force from and after its recording.

Vacation Approved:




Rebekah Scheinfeld  
Commissioner

Approved as to Form and Legality



Richard Wendy  
Deputy Corporation Counsel



Honorable Walter Burnett  
Alderman, 27<sup>th</sup> Ward

EXHIBIT "A"

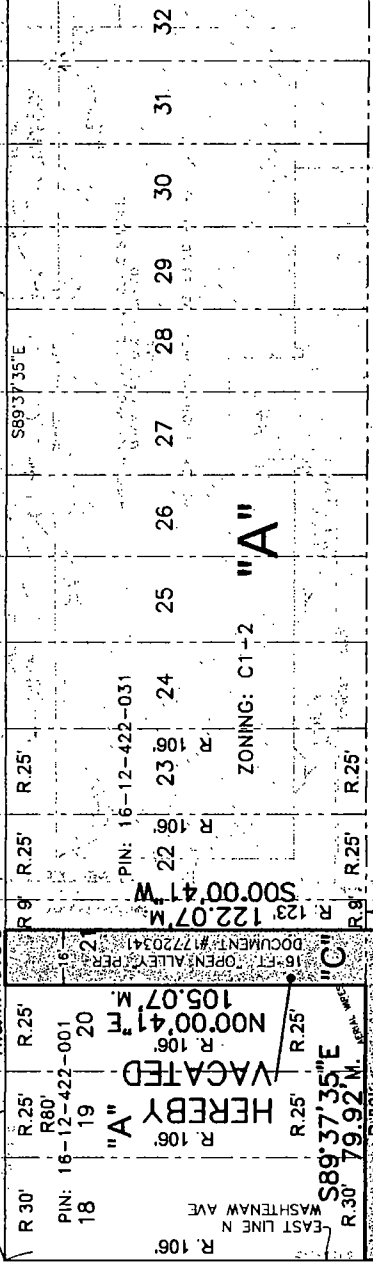
# PLAT OF VACATION

W. WASHINGTON BOULEVARD  
(100 FT. PUBLIC R.O.W.)

SOUTH LINE W. WASHINGTON BLVD

S89°37'35"E  
R. 421'  
M. 420.65'

R. 421'  
M. 420.65'



N. WASHTEANW AVENUE  
(50 FT. PUBLIC R.O.W.)

N. TALMAN AVENUE  
(50 FT. PUBLIC R.O.W.)

TRAFFIC FLOW

W. WARREN BOULEVARD  
(100 FT. PUBLIC R.O.W.)

TRAFFIC FLOW

SURVEY NOTES

Note R. & M. denotes Record and Measured distances respectively.

The Alleys depicted hereon are unimproved.

Distances are marked in feet and decimal parts thereof. Compare all points BEFORE building by same and at once report any differences BEFORE damage is done.

For easements, building lines and other restrictions not shown on survey plat refer to your abstract, deed, contract, title policy and local building line regulations.

NO dimensions shall be assumed by scale measurement upon this plat Unless otherwise noted hereon the Bearing Basis, Elevation Datum and Coordinate Datum if used is ASSUMED.

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## LEGEND

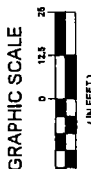
	Lot Line		Storm CB
	Aerial Wires		Storm Inlet
	Fences		San MH
	Sign Post		Water MH
	Bumper Post		Water Buffalo Box
	Unclassified Manhole		Water Hand Hole
	Tree - Deciduous		Water Fire Hydrant
	Gas Valve		Telephone MH
	Gas Meter		Utility Pole
	Gas MH		Electric Manhole
	Electric Light Pole		Electric Vault

CDOT# 12-27-14-3674

ORDERED BY: NEAL A. LEWIS, LLC	DRAWN BY: BJS
ADDRESS: CHICAGO GUARANTEE SURVEY COMPANY	DATE: AUGUST 15, 2014
CHICAGO GUARANTEE SURVEY COMPANY	SCALE: 1" = 25 FEET
1401 North Western Avenue, Chicago, IL 60610	PAGE NO: 1 OF 2
Telephone: (312) 944-4433 Fax: (312) 944-4439 Email: info@CGS-Survey.com	
2014-19690-001	



Field measurements completed on MARCH 27, 2014  
Signed on: *Neal A. Lewis*  
By: *Neal A. Lewis*  
Professional Illinois Land Surveyor No. 000000000  
My license expires November 30, 2016  
This professional service conforms to the current minimum standards for a boundary survey.



DEPT. OF FINANCE

C.D.O.T.

COOK CO.

ALL OF THE NORTH-SOUTH 16 FOOT WIDE "OPEN ALLEY" BY BOARD OF EDUCATION, RECORDED NOVEMBER 24, 1959 AS DOCUMENT NUMBER 17720341, LYING SOUTH OF AND ADJOINING WEST WASHINGTON BOULEVARD AND LYING NORTH OF AND ADJOINING THE EAST-WEST 17 FOOT WIDE PUBLIC ALLEY IN BLOCK 2 IN MARY SMITH'S RESUBDIVISION OF LOT 3 IN THE CIRCUIT COURT OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, BY REPORT FILED JUNE 5, 1856, ANTE FIRE, IN COOK COUNTY, ILLINOIS.

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CONTAINING, IN THE AGGREGATE, 3,312 SQUARE FEET (0.076 ACRES) OF LAND, MORE OR LESS.

**AFFECTED PINS:**

16-12-422-001  
16-12-422-030  
16-12-422-031

PREPARED FOR

NEAL & LEROY  
120 N. LASALLE ST., STE. 2600  
CHICAGO, IL 60602

"A"  
MARY SMITH'S RESUBDIVISION of Lot 3 in the CIRCUIT COURT PARTITION  
of the North 1/2 of the Southeast 1/4 of Section 12-39-13  
Report Filed June 5, 1856 Ante-Fire

Vacated by Ordinance Passed October 14, 1959  
Recorded November 24, 1959 (59-47) Document #17720341

"C"  
"Open Alley" by Board of Education  
Recorded November 24, 1959 (59-47)  
Document #17720341

CDOT# 12-27-14-3674

ORDERED BY	MAIL & EPOY LLC	PRECEDENCE	CRASH
ADDRESS	5000 GREENWICH AVE-400	DATE	1/25/04
CHICAGO RESEARCH SURVEY COMPANY		2 of 2	
P.O. BOX 1000 CHICAGO, ILL 60602 TEL: 312-587-0822 FAX: 312-587-0822 E-MAIL: CHICAGO@CHICAGO.COM		DATE 1/25/04 SCALE 1" = 10'	
PROJECT NO. 1000 4500 NORTH ELSTON AVENUE CHICAGO, ILL 60630 TEL: 312-587-0822 FAX: 312-587-0822 E-MAIL: CHICAGO@CHICAGO.COM		PROJECT NO. 1000	
CONTRACT NO.		12014-19690-001	