

City of Chicago



O2016-8664

Office of the City Clerk

Document Tracking Sheet

Meeting Date:

12/14/2016

Sponsor(s):

Burnett (27)

Type:

Ordinance

Title:

Vacation of public alley(s) in area bounded by S Damen Ave, W Adams St, S Seeley Ave and W Monroe St

Committee(s) Assignment:

Committee on Transportation and Public Way

COMMERCIAL 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 2015-2025 W. Monroe Street, 101-107 S. Seeley Avenue, and 111-113 W. Seeley Avenue are owned by Amphitheater, L.L.C. Series Westside-Seely, an Illinois limited liability company ("Developer"); and

WHEREAS, the Developer proposes to use the portion of the alley to be vacated herein for the assemblage of the to-be-vacated public alley with the adjacent parking lots; and

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

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

SECTION 1.

THE EAST-WEST 12 FOOT PUBLIC ALLEY LYING NORTH OF THE NORTH LINE OF LOT 7 AND LYING SOUTH OF THE SOUTH LINE OF LOTS 1 TO 6, INCLUSIVE, AND LYING EAST OF A LINE DRAWN FROM THE NORTHWEST CORNER OF LOT 7 TO THE SOUTHWEST CORNER OF LOT 1 AND LYING WEST OF A LINE DRAWN FROM THE NORTHEAST CORNER OF LOT 7 TO THE SOUTHEAST CORNER OF LOT 6. ALL IN THORPE'S SUBDIVISION OF LOTS 15. 16. 17 AND THE NORTH 5 FEET OF LOT 14 OF BLOCK 2 OF OWSLEY'S SUBDIVISION OF PART OF THE EAST 1/2 OF THE EAST 1/2 OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED APRIL 19, 1875, AS DOCUMENT NUMBER 23823, BEING ALSO DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 7; THENCE NORTH 00 DEGREES 00 MINUTES 19 SECONDS WEST 12.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTH 89 DEGREES 48 MINUTES 45 SECONDS EAST, ALONG THE SOUTH LINE OF SAID LOTS 1 TO 6, INCLUSIVE, 126.80 FEET TO THE SOUTHEAST CORNER OF SAID LOT 6: THENCE SOUTH 00 DEGREES 00 MINUTES 19 SECONDS EAST 12.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 7: THENCE SOUTH 89 DEGREES 48 MINUTES 45 SECONDS WEST, ALONG THE NORTH LINE OF SAID LOT 7, A DISTANCE OF 126.80 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY, ILLINOIS. CONTAINING 1,522 SQUARE FEET OR 0.03 ACRES 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 vacation.

SECTION 2. The City of Chicago hereby reserves for the benefit of Commonwealth Edison and 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 alley 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 facilities. No construction, buildings, permanent structures or obstructions shall occur or be placed over the area herein vacated without express written release of easement by Commonwealth Edison. Any future Developer-prompted relocation of facilities lying within the area being vacated will be accomplished by the Commonwealth Edison, and be done at the expense of the beneficiary of the vacation, its successors or assigns.

SECTION 3. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, the Developer 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 in accordance with the most current version of the Chicago Department of Transportation's <u>Regulations for Opening, Repair and Construction in the Public Way</u> and its appendices,

SECTION 4. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, the Developer shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to the owner of the the property abutting said οf public allev hereby vacated sum Thirty-Four Thousand dollars (\$ 34,000), which sum in the judgment of this body will be equal to such benefits.

SECTION 5. 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 Developer shall file or cause to be filed for recordation with the Office of the Recorder of Deeds of Cook County, Illinois a certified copy of this ordinance, together with the associated full sized plat as approved by the Acting Superintendent of Maps and Plats.

SECTION 6. This ordinance shall take effect and be in force from and after its passage. The vacation shall take effect and be in force from and after its recording.

Vacation Approved:

Rebekah Scheinfeld

Commissioner of Transportation

Approved as to Form and Legality

Richard Wendy Deputy Corporation Counsel

Honorable Walter Burnett Alderman, 27th Ward

We, GREMLEY & BIEDERMANN, INC nereby certify that we have a worsed the above coscribed property and tell the plat Intereon drawn as a correct teprosentation of suit survey connected to a temperature of 62°F shareheld. - LINE BETWEEN SUBDIVISIONS State of Illmors) County of Cook)ss

WEST ADAMS STREET

R 266 6'

PUBLIC STREET RECORD WIDTH - 66'

Field measurements completed on FEBRUARY 23, 2015 Signed on Ct. 31, 2016

Professional Illinais Lend Surveyor No. 2477 My license expires Novembor 30, 2016 This professional service conforms to the current Illinais minimum i

CITY - DEPT. OF FINANCE - - - UNDERLYING LOIS CONCRETE HATCH HEREBY VACATED EGEND Tree - Deciduous AERIAL WIRES COOK CO. C.D O T Utility Pole Mag Naul Cross ∂ € MOBILE STREET RECORD WIDTH = 66. SOUTH DAMEN AVENUE PIN 17-18-112-035 PIN 17-18-112-036 .2 +6£ B THE EAST-WEST 12 FOOT PUBLIC ALLEY LYING NORTH OF THE NORTH LINE OF LOT 7 AND LYING SOUTH OF THE SOUTH LINE FOLLOWS TO TO THE SOUTHWEST CORNER OF LOT 7 TO THE SOUTHWEST CORNER OF LOT 1 AND LYING EAST OF A LINE DRAWN RROM THE NORTHWEST CORNER OF LOT 7 TO THE SOUTHWEST CORNER OF LOT 1 AND LYING WEST OF A LINE DRAWN RROM THE NORTHWEST CORNER OF LOT 3 OF BLOCK 2.0. THE NORTHWEST CORNER OF LOT 3 OF BLOCK 2.0. THE NORTHWEST SUBDIVISION OF LOT 3.5. J.S. J.A. AND THE NORTHWEST CORNER OF SECTION BLOCK 2.0. OWSLEY'S SUBDIVISION OF RAIT OF THE EAST J.Z. AS DOLUMNIN WINTER 3.3321. BEING AND LIST-SIZE AS DOLUMNIN WINTER 3.3321. BEING ASSOCIATED AND LIST-J.S. AS DOLUMNIN WINTER 3.0. DESERTE OO MINITER 3.0. SECONDS WEST J.Z. OF THE THOR THRUS OF SAID LOT J. THENCE NORTH SO THE SOUTHWEST CORNER OF SAID LOT J. THENCE NORTH SO THE SOUTHWEST CORNER OF SAID LOT J. THENCE SOUTH SO EGREES ON MINITES 3.0 SECONDS WEST A CONNET SOUTH SOUTHWEST CORNER OF SAID LOT J. THENCE SOUTH SO EGREES ON MINITES 3.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. THENCE SOUTH SO EGREES ON MINITES 3.0 SECONDS WEST ALONG THE TOP THE SOUTHWEST CORNER OF SAID LOT J. THENCE SOUTH SO EGREES ON MINITES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. THENCE SOUTH SO EGREES ON MINITES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. THENCE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. LINE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. THENCE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. LINE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. LINE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT J. LINE SOUTH SO EGREES ON WINTES 4.0 SECONDS WEST ALONG THE NORTH LINE SOUTH SOUTH SOU LOT 6 2 107 5 101 LO1 4 R 13 ATIO *12.00° *12.00° 107 6 Ö ь 60<u>.</u> ZONNG C1-3 | ZONNG RMS | ZONNG RMS **A** > 101 5 HEREBY-VACALED WEST MONROE STREET CONTAINING 1,522 SQUARE FEET OR 0 03 ACRES MORE OR LESS + T0. <u>н</u> R_126.8' LO7 8 5 101 3 R 20. 4 .06 B ZONNIG C1-3 CONTING CI-3 103 2 ZOMING C1-3 101 *15.00° PUBLIC STREET RECORD MIDTH SOUTH SEELEY AVENUE GRAPHIC SCALE

CDOT# 18-27-16-3765

REVISED OCTOBER 31, 2016 PER COOT COMMENTS [RJT] REVISED OCTOBER 21, 2016 PER COOT COMMENTS [RJT]

2016-22076-001

DALEY AND GEORGES LLP 20 S CLARK ST, STE 400 CHICAGO, IL 60603-1903

SURVEY PREPARED FOR / MAIL TO:

Unless otherwise noted hereon the Bearing Basis. Elevation Datum and Coordinate Datum if used is ASSUMED. Dotances are maired in heat and decreal parts Sureof Compare all points BEFORE building by same and at annes report any diferences BEFORE damage is done For easements, building lines and other restaintons not shown on survey plat refer to your abstract dead, contract, title policy and bool building line regulations NO dimensions shall be assumed by scale measurement upon this plat Note R. & M. denotes Record and Measured distances resp. SURVEY NOTES

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CITY OF CHICAGO

COUNCIL CHAMBER

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COMMITTEE MEMBERSHIPS

THANSPORTATION & PUBLIC WAY
(CHAIRMAN)

EDUCATION AND CHILD DEVI-LOPMENT FINANCE

PUBLIC SAFETY

—————
WORKFORGE DEVELOPMENT AND AUDIT

January 18, 2017

To the President and Members of the City Council:

Your Committee on Transportation and Public Way begs leave to report and recommend that Your Honorable Body pass A proposed vacation of the northernmost west-east alley in the block bounded by West Monroe Street, West Adams Street, South Seeley Avenue and South Damen Avenue. This ordinance was referred to the Committee on December 14, 2016.

This recommendation was concurred unanimously by a viva voce vote of the members of the Committee with no dissenting vote.

(Ward 27)

Respectfully submitted,

Anthony Beale,

Chairman