



# Office of the City Clerk

City Hall  
121 N. LaSalle St.  
Room 107  
Chicago, IL 60602  
www.chicityclerk.com

## Legislation Text

File #: O2021-5203, Version: 1

### **PUBLIC STREET CLOSURE TO VEHICULAR TRAFFIC**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO THAT THE FOLLOWING PORTION OF PUBLIC WAY BE CLOSED TO VEHICULAR TRAFFIC:

#### **SECTION 1. LEGAL**

THAT PART OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN AND DESCRIBED AS FOLLOWS; BEGINNING AT THE NORTHEAST CORNER OF LOT 5 IN KEDZIE GARDENS, A SUBDIVISION OF LOT 8 IN McCAFFEREY AND MURPHY'S SUBDIVISION RECORDED DECEMBER 10, 1919 AS DOCUMENT NUMBER 6691363, THENCE SOUTH 88 DEGREES 38 MINUTES 39 SECONDS WEST ALONG THE NORTH LINE OF LOT 5 AFORESAID ALSO BEING THE SOUTH LINE OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY, 123.40 FEET TO THE NORTHWEST CORNER OF SAID LOT 5; THENCE NORTH 03 DEGREES 16 MINUTES 54 SECONDS WEST FROM THE NORTHWEST CORNER OF LOT 5 AFORESAID 66.04 FEET TO THE SOUTHWEST CORNER OF LOT 4 IN KEDZIE GARDENS AFORESAID; THENCE NORTH 88 DEGREES 38 MINUTES 39 SECONDS EAST ALONG THE SOUTH LINE OF LOT 4 AFORESAID ALSO BEING THE NORTH LINE OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY, 124.82 FEET TO THE SOUTHEAST CORNER OF SAID LOT 4; THENCE SOUTH 02 DEGREES 02 MINUTES 54 SECONDS EAST ALONG THE WEST LINE S. KEDZIE AVENUE 66.00 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS, SAID ABOVE DESCRIBED PARCEL CONTAINING 8,191 SQUARE FEET OR 0.19 ACRES, MORE OR LESS, as shaded and legally described by the words "HEREBY CLOSED" on the plat hereto attached as Exhibit A (CDOT File: 02-14-21-3992), which plat for greater certainty, is hereby made a part of this ordinance, be and the same is hereby closed to vehicular traffic except as a lane for fire, police and other emergency vehicles, inasmuch as the same is intended for student use by the adjacent Chicago Public Schools Columbia Explorers Academy Elementary and Preschool ("CPS"), and the public interest will be subserved by such closing.

SECTION 2. The closure herein contemplated is made with the express condition that all utilities as currently situated in the public way herein closed, shall remain in place with unimpeded ingress and egress for the involved utility companies, for the repair and maintenance of their facilities; and that no permanent structures or trees shall be placed over said facilities, or current soil grades changed by the CPS or its successors and assigns, without the express written pre-review and approval of the involved respective utilities. The CPS shall also be responsible for the repair renewal or replacement of any school-related physical improvements on the area herein closed, that may be damaged in association with said utilities exercising their easement rights,

SECTION 3. The closure herein provided for is made upon the express condition that any future improvements made to the area to be closed shall be fully permitted,

impermanant, removable, and that the street be returned to original condition by the CPS In accordance with the most current version of the Chicago Department of Transportation's Regulations for Opening Repair and Construction In the Public Way and its appendices, at such time as the street is reopened to public traffic. The sale of the parcel adjacent to the area herein closed, which adjacent parcel is currently owned by the City of Chicago In Trust for Use of Schools, shall invalidate this ordinance and reopen the street, or require vacation of the street and appraised compensation due to the City by any subsequent owner.

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

**Closing Approved:**

**Commissioner  
Department of Transportation**

**Approved as to Form and Legality**

**Joseph Cashman  
Assistant Corporation Counsel**

**Introduced By:**

**Honorable Edward Burke Alderman, 14th Ward  
GRAPHIC SCALE**

**EXHIBIT "A"**

## **PLAT OF CLOSING**

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SUBDIVISION OF-THE: EAST PART OF LOT 7. IN McCAFFEREY & MURPHY'S SUBDIVISION RECORDED MARCH 5; 1896 DOCUMENT 2354781

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GEO. E. POTTINGGER'S SUBDIVISION OF LOTS 12 TO 29 IN BLOCK 1 AND LOTS I TO'18 OF BLOCK 3 AND LOTS 1 TO 18 OF BLOCK 4 IN THE SUBDIVISION OF .THE EAST PART OF LOT 7 RECORDED FEBRUARY 24. 1914"D0CUMENT-53«2782

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EXHIBIT "A"  
**PLAT OF CLOSING**

LEGAL DESCRIPTION:

THAT PART OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN AND DESCRIBED AS FOLLOWS; BEGINNING AT THE NORTHEAST CORNER OF LOT 5 IN KEDZIE GARDENS, A SUBDIVISION OF LOT 8 IN McCAFFEREY AND MURPHY'S SUBDIVISION RECORDED DECEMBER 10, 1919 AS DOCUMENT NUMBER 6691363, THENCE SOUTH 88 DEGREES 38 MINUTES 39 SECONDS WEST ALONG THE NORTH LINE OF LOT 5 AFORESAID ALSO BEING THE SOUTH LINE OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY, 123.40 FEET TO THE NORTHWEST CORNER OF SAID LOT 5; THENCE NORTH 03 DEGREES 16 MINUTES 54 SECONDS WEST FROM THE NORTHWEST CORNER OF LOT 5 AFORESAID 66.04 FEET TO THE SOUTHWEST CORNER OF LOT 4 IN KEDZIE GARDENS AFORESAID; THENCE NORTH 88 DEGREES 38 MINUTES 39 SECONDS EAST ALONG THE SOUTH LINE OF LOT 4 AFORESAID ALSO BEING THE NORTH LINE OF W. 46th STREET 66 FOOT WIDE RIGHT OF WAY, 124.82 FEET TO THE SOUTHEAST CORNER OF SAID LOT 4; THENCE SOUTH 02 DEGREES 02 MINUTES 54 SECONDS EAST ALONG THE WEST LINE S. KEDZIE AVENUE 66.00 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS, SAID ABOVE DESCRIBED PARCEL CONTAINING 8,191 SQUARE FEET OR 0.19 ACRES, MORE OR LESS.

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STREET HEREBY CLOSED

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EXHIBIT "A"

PLAT OF CLOSING

CHICAGO DEPARTMENT OF FINANCE

COOK COUNTY

CHICAGO  
TRANSPORTATION

DEPARTMENT

OF

**SURVEY PREPARED FOR / AND MAIL TO:**

Prepared for: Chicago Board of Education, 42 W. Madison St. Chicago, IL 60602

Moll to:  
Scott R. Borstel, Eiq Neal and Uroy. UC 20 5. Clark St., Ste. 2050-Chicago, IL 60603

**SURVEYORS NOTES:**

SURVEYOR'S LICENSE EXPIRES November 30, 2022 DESIGN FIRM EXPIRES APRIL 30, 2023

ZONING: C2-1 (Motor Vehicle-Related Commercial District) & PD734 (Planned Developments)

FIELD MEASUREMENTS COMPLETED ON AUGUST 13, 2021,

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

Diagrams are marked in red and dashed lines thereof Compare all points BEFORE building by same and at once report any differences BEFORE damage is done

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

Except for building foot prints improvements omitted at clients request.

NO distances shall be assumed by scale measurement upon this plat

field otherwisemented hereon the Bearing Basis, Elevation Datum and Coordinate Datum if not stated is ASSUMED."

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**CDOT# 02-14-21-3992**

**SURVEYOR'S CERTIFICATE**  
State of Illinois) County of Cook

We, GREMLEY & BIEDERMANN, INC; hereby certify that we have surveyed the above described property: and that the plat hereon drawn is a correct representation of said survey corrected to a temperature of 62° Fahrenheit. This professional service conforms to the current Illinois minimum standards for a boundary survey

Field measurements completed on SEPTEMBER 8, 2021

Signed on October 20, 2021.

mum ORAWr.  
Robert G. Bledermann Professional Illinois Land Surveyor No.:  
ORDERED BY: WEAL A LCROV LLC  
ADDRESS:

**GREMLEY & BIEDERMANN:**  
law\*\*, PLCS. COWOMTIOH

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SEPTEMBER 14, 2021  
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ORDER NO.:"

**2021-29253-001**

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