Legislation Details (With Text)

File #:	O2014-9751		
Type:	Ordinance	**Status:**	Passed
File created:	12/10/2014	**In control:**	City Council
		Final action:	1/21/2015
Title:	Vacation of public alley(s) in area bounded by E 104th St, S Indianapolis Ave and E 105th St		
Sponsors:	Pope, John		
Indexes:	Vacation		
Attachments:	1. O2014-9751.pdf		

Date	Ver.	Action By	Action	Result
1/21/2015	1	City Council	Passed	Pass
1/14/2015	1	Committee on Transportation and Public Way	Recommended to Pass	Pass
12/10/2014	1	City Council	Referred	

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 10400-10476 S. Indianapolis Avenue and 3922-3944 and 3948-3966 E. 105th Street, are owned by the Public Building Commission of Chicago, an Illinois Municipal Corporation; and

WHEREAS, the Public Building Commission of Chicago proposes to assemble properties including the portion of the alleys to be vacated, for the construction of a new CPS Southeast Area Elementary School; 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. THE NORTH-SOUTH 14-FOOT WIDE PUBLIC ALLEY LYING EAST OF AND ADJOINING THE EAST LINE OF A PROPERTY RESERVED FOR RAILROAD PURPOSE, BOUND TO THE NORTH BY THE SOUTHWESTERLY LINE OF S. INDIANAPOLIS AVENUE AND BOUND TO THE SOUTH BY THE NORTH LINE OF EAST 105TH STREET AND ALSO; AN EAST-WEST 14-FOOT WIDE PUBLIC ALLEY BOUND TO THE NORTH BY THE SOUTH LINE OF LOT 29, BOUND TO THE SOUTH, BY THE NORTH LINE OF LOTS 23, 24, 25, 26, 27, AND 28, LAYING EAST OF AND ADJOINING THE EAST LINE OF SAID NORTH-SOUTH14-FOOT WIDE PUBLIC ALLEY AND LYING WEST OF THE SOUTHWESTERLY LINE OF THE NORTHWESTERLY-SOUTHEASTERLY 20-FOOT WIDE PUBLIC ALLEY AND ALSO; SAID NORTHWESTERLY-SOUTHEASTERLY 20-FOOT WIDE PUBLIC ALLEY LYING SOUTHWESTERLY OF AND ADJOINING THE SOUTH-WESTERLY LINE OF LOTS 4 THROUGH 21, BOUND TO THE NORTH BY THE EAST LINE OF SAID NORTH-SOUTH 14 FOOT WIDE PUBLIC ALLEY AND BOUND TO THE SOUTH BY THE NORTH LINE OF EAST 105 STREET; ALL IN BLOCK 22 OF IRONWORKERS ADDITION TO SOUTH CHICAGO BEING A SUBDIVISION OF THE SOUTH FRACTIONAL HALF OF SECTION 8, TOWNSHIP 37 NORTH, RANGE15 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED DECEMBER 9, 1873, BOOK 6 PAGE 68, AS DOCUMENT #139771 , IN COOK COUNTY, ILLINOIS, AREA: 17,593 SQ. FT., 0.404 ACRES 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 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 buildings, permanent structures or obstructions shall be placed over Commonwealth Edison facilities without express written release of easement by Commonwealth Edison. Any future vacation-beneficiary prompted relocation of Commonwealth Edison facilities lying within the area being vacated will be accomplished by Commonwealth Edison and done at the expense of beneficiary of the vacation.

SECTION 3. 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 public alleys hereby vacated in accordance with to the most current version of the Chicago Department of Transportation Regulations for Opening, Repair and Construction in the Public Way and its appendices,.

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SECTION 4. 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 applicant 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 size corresponding plat, as approved by the Superintendent of Maps and Plats.

SECTION 5. 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.

Vacation Approved:

<ebekah Scheinfeld Commissioner

Approved as to Form-and Legality

Richard Wendy 2> Deputy Corporation Counsel

Honora6bEUwaiU W BUTRe CTovw A- P»PE Alderniar), ttth Ward to

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NORTH I

SCALE 1 INCH = 100 FOOT DISTANCES APE MARKED IN FEET AND DECIMALS

C.D.O.T. # 08-10-14-3648

UWKJ-lMJ IJLAI of vAWIlon MKU

EXHIBIT "A"

PLAT OF VACATION

GENERAL NOTES

26-08-404-066 26-08404-067 26-08-404-025 26-08404-026 26 08404-027 26-08-404-028 26-08-404-029

STATE OF ILLINOIS)

)SS

COUNTY OF COOK)

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tflinois professional land surveyor no. 2135 License expiration 11-30-2016

professional design firm registration no 184-001537 exipiration date 4-30-2015

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