



# Office of the City Clerk

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

## Legislation Details (With Text)

**File #:** O2018-4034  
**Type:** Ordinance      **Status:** Failed to Pass  
**File created:** 5/25/2018      **In control:** City Council  
**Final action:**  
**Title:** Acquisition of donated property at 2310 S Avers Ave and 2331-2333 S Springfield Ave for public purposes  
**Sponsors:** Munoz, Ricardo  
**Indexes:** Acquisition  
**Attachments:** 1. O2018-4034.pdf

Date	Ver.	Action By	Action	Result
5/29/2019	1	City Council	Failed to Pass	
5/25/2018	1	City Council	Referred	

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## Tasks

### ORDINANCE

WHEREAS, the City of Chicago ("City") is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, it is necessary to acquire the two parcels of property identified on the attached Exhibit A (collectively, the "Acquisition Parcel") for public purposes, including possible future use as public right of way; and

WHEREAS, Olga Rodriguez, an individual, is the owner of the real property located at 2310 S. Avers Avenue, Chicago, Illinois, which abuts the Acquisition Parcel and is legally described on Exhibit B attached hereto ("Donation Parcel 1"); and

WHEREAS, Olga Rodriguez has offered to donate Donation Parcel 1 to the City, and the City is interested in accepting such donation from Olga Rodriguez; and

WHEREAS, Raul Almazan, an individual, is the owner of certain real property located at 2331-2333 S. Springfield Avenue, Chicago, Illinois, which abuts the Acquisition Parcel and Donation Parcel 1 and is legally described on Exhibit C attached hereto ("Donation Parcel 2"); and

**WHEREAS, Raul Almazan has offered to donate Donation Parcel 2 to the City, and the City is interested in accepting such donation from Raul Almazan; now, therefore,**

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

SECTION 1. The foregoing recitals are hereby adopted as the findings of the City Council.

SECTION 2. It is hereby determined and declared that it is useful, desirable and necessary that the City acquire the Acquisition Parcel for public purposes, including future use as public right of way.

SECTION 3. The Corporation Counsel is authorized to negotiate with the owner(s) for the purchase of the Acquisition Parcel, or any portion thereof.

SECTION 4. The Corporation Counsel is authorized to execute such documents as may be necessary to implement Sections 1 and 2 of this ordinance, subject to the availability of appropriated funds.

SECTION 5. The Commissioner of the Department of Planning and Development (the "Commissioner") is hereby authorized to accept a deed of conveyance from Olga Rodriguez for Donation Parcel 1, and a deed of conveyance from Raul Almazan for Donation Parcel 2, each

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deed to be accepted on behalf of the City of Chicago, subject to the approval of the Corporation Counsel as to the form of the deed and the condition of title. The Commissioner is further authorized to execute any and all documents and take any and all actions which may be necessary or appropriate to effectuate the acquisition of Donation Parcel 1 and Donation Parcel 2, 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 effective upon its passage and approval.

Honorable  
22<sup>nd</sup> Ward

Ricardo

Munoz

Alderman,

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**EXHIBIT A**

Acquisition Parcel (Subject to Final Survey and Title  
Commitment)

Parcel 1: THAT PORTION OF THE NORTH 125 FEET (EXCEPT THE NORTH 4.13 FEET THEREOF) OF THE EAST HALF OF SAID BLOCK 2 LYING NORTHERLY OF THAT CERTAIN TRACT OF LAND DESCRIBED IN DEED DATED JANUARY 15, 1951 FROM CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY TO C. O. HENRIKSEN COMPANY, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE SOUTHERLY 85 FEET (AS MEASURED ALONG THE EASTERLY AND WESTERLY LINES OF THE EAST HALF OF SAID BLOCK 2) OF THE NORTH 125 FEET OF THE EAST HALF OF SAID BLOCK 2 OF S. J. GLOVER'S ADDITION TO CHICAGO, BEING A SUBDIVISION OF ALL THAT PART LYING SOUTH OF THE SOUTH LINE OF THE RIGHT OF WAY OF CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS.

Commonly known as: 2302-2304 S. Avers Avenue, Chicago, IL

P.I.N.: 16-26-101 -047-0000 (part)

Parcel 2: THE EAST 8 FEET OF THAT PORTION OF THE NORTH 125 FEET (EXCEPT THE NORTH 4.13 FEET THEREOF) OF THE WEST HALF OF BLOCK 2 OF S. J. GLOVER'S ADDITION TO CHICAGO, BEING A SUBDIVISION OF ALL THAT PART LYING SOUTH OF THE SOUTH LINE OF THE RIGHT OF WAY OF CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTHERLY OF THAT CERTAIN TRACT OF LAND DESCRIBED IN DEED DATED JUNE 29, 1999 AND RECORDED AUGUST 27, 2003 AS DOCUMENT NUMBER 0323918108 FROM CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY TO ANT, LLC, IN COOK COUNTY, ILLINOIS.

Commonly known as: 2323-2329 S. Springfield Avenue, Chicago, IL

P.I.N.: 16-26-101-047-0000 (part)

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**EXHIBIT B**

Donation Parcel 1 (Subject to Final Survey and Title  
Commitment)

THE WEST 8 FEET OF THE SOUTH 85 FEET AS MEASURED ALONG THE EASTERLY LINE OF BLOCK 2 OF THE NORTH 125 FEET OF THE EAST HALF OF SAID BLOCK 2 OF S. J. GLOVER'S ADDITION TO CHICAGO, BEING A SUBDIVISION OF ALL THAT PART LYING SOUTH OF THE

SOUTH LINE OF THE RIGHT OF WAY OF CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS.

Commonly known as: 2310 S. Avers Avenue, Chicago, IL 60623

P.I.N.: 16-26-102-075-0000 (part)

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EXHIBIT B

Donation Parcel 2 (Subject to Final Survey and  
Title Commitment)

THE EAST 8 FEET OF THAT PORTION OF THE NORTH 125 FEET OF THE WEST HALF OF BLOCK 2 OF S. J. GLOVER'S ADDITION TO CHICAGO, BEING A SUBDIVISION OF ALL THAT PART LYING SOUTH OF THE SOUTH LINE OF THE RIGHT OF WAY OF CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS, TO-WIT:

BEGINNING AT A POINT ON THE WEST LINE OF SAID BLOCK 2 DISTANT 39.55 FEET NORTH OF THE SOUTHWEST CORNER OF LOT 19, SAID BLOCK 2; THENCE NORTHEASTERLY ALONG A STRAIGHT LINE 138.04 FEET TO THE EAST LINE OF THE WEST HALF OF SAID BLOCK 2, THE LAST DESCRIBED COURSE INTERSECTING THE EAST LINE OF SAID LOT 19 AT A POINT 74.55 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 19; THENCE NORTH ALONG SAID EAST LINE 70.00 FEET; THENCE SOUTHWESTERLY ALONG A STRAIGHT LINE TO A POINT ON THE WEST LINE OF SAID BLOCK 2 DISTANT 20.00 FEET NORTH OF THE POINT OF BEGINNING; THENCE SOUTH ALONG SAID WEST LINE 20.00 FEET TO THE POINT OF BEGINNING.

Commonly known as: 2331-2333 S. Springfield Avenue, Chicago, IL 60623

P.I.N.: 16-26-101-047-0000 (part)