



# Office of the City Clerk

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

## Legislation Details (With Text)

**File #:** O2019-301  
**Type:** Ordinance  
**File created:** 1/23/2019  
**Status:** Passed  
**In control:** City Council  
**Final action:** 4/10/2019  
**Title:** Vacation of portion of W Cullerton St in area bounded by W 19th St, S Clark St, S Archer Ave and S LaSalle St  
**Sponsors:** Solis, Daniel  
**Indexes:** Vacations  
**Attachments:** 1. O2019-301.pdf, 2. O2019-301 (V1).pdf

Date	Ver.	Action By	Action	Result
4/10/2019	1	City Council	Passed	Pass
4/4/2019	1	Committee on Transportation and Public Way	Recommended to Pass	
1/23/2019	1	City Council	Referred	

### 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 1926-1934 S. Clark Street are owned by MRR 1900 Clark LLC, an Illinois limited liability company, as to an undivided 65% interest, and by BPRS 1900 Clark LLC, an Illinois limited liability company as to an undivided 35% interest, as tenants in common, and the properties at 2000-2002 S. Clark Street are owned by an unrelated co-applicant, Sheng Man De Investment Company (collectively, the "Developers"); and

WHEREAS, the Developers propose to use the portion of the street remnant to be vacated herein for driveway access and parking; 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 that portion of the public street described in this ordinance; now therefore,

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

#### SECTION 1.

THE VACATION OF THAT PART OF W. CULLERTON STREET DESCRIBED AS FOLLOWS: BEGINNING AT

THE SOUTHEAST CORNER OF LOT 7, IN BLOCK 28 IN CANAL TRUSTEES' NEW SUBDIVISION OF BLOCKS IN THE EAST FRACTIONAL QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED MAY 18, 1852, ANTE-FIRE AND RE-RECORDED SEPTEMBER 24, 1877 PER DOCUMENT #151614; THENCE SOUTH 01 DEGREES 34 MINUTES 25 SECONDS EAST ALONG THE WEST LINE OF S. CLARK STREET 66.00 FEET TO THE NORTHEAST CORNER OF LOT 1 IN CANAL TRUSTEES' NEW SUBDIVISION AFORESAID; THENCE SOUTH 88 DEGREES 30 MINUTES 17 SECONDS WEST ALONG THE NORTH LINE OF LOT 1 AFORESAID 79.49 FEET TO THE EAST LINE OF VACATED W. CULLERTON STREET VACATED BY ORDINANCE PASSED JULY 12, 1894; THENCE NORTH 01 DEGREES 31 MINUTES 56 SECONDS WEST ALONG THE EAST LINE OF VACATED W. CULLERTON STREET AFORESAID ALSO BEING THE WEST LINE OF THE EAST HALF OF SAID LOT 7 EXTENDED SOUTH 66.00 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 7; THENCE NORTH 88 DEGREES 30 MINUTES 17 SECONDS EAST ALONG THE SOUTH LINE OF LOT 7 AFORESAID 79.44 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS, SAID AREA BEING 5,245 SQ. FT. OR 0.12 ACRES MORE OR LESS as shaded and legally described by the words "HEREBY VACATED" on the plat hereto attached as Exhibit A, which plat 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. i

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SECTION 2. The City of Chicago hereby reserves for the benefit of Commonwealth Edison, MCI, and their respective 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 street 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 and/or MCI facilities. No construction, buildings, permanent structures or obstructions shall occur or be placed over the area herein vacated without an express written release of easement by the involved utility(ies). Any future Developer-prompted relocation of facilities lying within the area being vacated will be accomplished by the involved utility, and be done at the expense of the Developer, its successors or assigns.

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 Developers 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 sidewalks 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,

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 Developers 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 /property abutting said part of public street hereby vacated the sum Two WW and \$lxy W iho^m^Oi dollars (\$ 9 \W,GCQ'(fc ), which sum in the judgment^ 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 Developers 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 plats 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 and publication. The vacation shall take effect and be in force from and after the recording of the published ordinance and plat(s).

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Vacation Approved:

Repekah Scneinfeld Commissioner of Transportation

Approved as to Form and Legality

Lisa Misher  
Deputy Corporation Counsel

Ho'norable Daniel Solis Alderman, 25th Ward

EXHIBIT "A"

## PLAT OF VACATION

THAT PART OF W. CULLERTON STREET DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF LOT 7, IN BLOCK 28 IN CANAL TRUSTEES' NEW SUBDIVISION OF BLOCKS IN THE EAST FRACTIONAL QUARTER OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED MAY 18, 1852, ANTE-FIRE AND RE-RECORDED SEPTEMBER 24, 1877 PER DOCUMENT #151614; THENCE SOUTH 01 DEGREES 34 MINUTES 25 SECONDS EAST ALONG THE WEST LINE OF S. CLARK STREET 66.00 FEET TO THE NORTHEAST CORNER OF LOT 1 IN CANAL TRUSTEES' NEW SUBDIVISION AFORESAID; THENCE SOUTH 88 DEGREES 30 MINUTES 17 SECONDS WEST ALONG THE NORTH LINE OF LOT 1 AFORESAID 79.49 FEET TO THE EAST LINE OF VACATED W. CULLERTON STREET VACATED BY ORDINANCE PASSED JULY 12, 1894; THENCE NORTH 01 DEGREES 31 MINUTES 56 SECONDS WEST ALONG THE EAST LINE OF VACATED W. CULLERTON STREET AFORESAID ALSO BEING THE WEST LINE OF THE EAST HALF OF SAID LOT 7 EXTENDED SOUTH 66.00 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 7; THENCE NORTH 88 DEGREES 30 MINUTES 17 SECONDS EAST ALONG THE SOUTH LINE OF LOT 7 AFORESAID 79.44 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

STREET TRAFFIC FLOW PUBLIC R.O.W.) MM\*

**W. 19th**

(RECORD 66 FT.)

**W. CULLERTON STREET**

(RECORD 66 FT.)

FOUND CROWFOOT

CDOT# 21-25-17-3824

REVISED 1/15/19 (BB) REVISED 1/3/19 #2019-26306 (BB)

ORDERED BY MRR 1500 CLARK LLC

ADDRESS

CLARK STREET

RECORD LINES

AREA OF PROPERTY = 5,245 SQ. FT. 0.12 ACRES MORE OR LESS

DATE  
JULY 27, 2017

PLCS. Corporation License No. 05-00522 FvofESSio-m L iw Surveyors 1505 ncsth Elston Avenue, Chicago, il 60650 Telephone (773) 685-5102 Fax (773) 286-0000 Email. INFO@PLCS-Survey.com

SCALE'  
1 Inch = 60 Feet

ORDER NO

**2017-24246-001**

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UNDERLYING LOTS

BOUNDARY LINES

R. RECORD DISTANCE M. MEASURED DISTANCE R.O.W. RIGHT OF WAY P.O.B. POINT OF BEGINNING

EXHIBIT "A"

## **PLAT OF VACATION**

CITY - DEPT. OF FINANCE  
C.D.O.T.

COOK CO.

SURVEYOR'S NOTES:

FIELD MEASUREMENTS COMPLETED ON FEBRUARY 18, 2015

ZONING = M2-3, B2-5 & C3-5

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

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.

PINS:

17-21-410-005-0000 17-21-410-006-0000

Unless otherwise noted hereon the Bearing Basis, Elevation Datum and Coordinate Datum if used is

ASSUMED. Improvements not shown hereon

MRR 1900 CLARK LLC 55 E. JACKSON STE 500, CHICAGO IL. 60604

CDOT# 21-25-17-3824

REVISED 1/15/19 (BB)

COPYRIGHT GREMLEY & BIEDERMANN, INC. 2019 "All Rights Reserved" SURVEY PREPARED FOR & MAILED TO:

State of Illinois) County of Cook)ss

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.

ORDERED BY: MRR 1900 CLARK LLC CHECKED: 1 DRAWN: J BE

ADDRESS 1900S CLARK STREET

**b GREMLEY & BIEDERMANN <H**

Simveras 4505 North Elston Avenue, Chicago, il 60630 Telephone (773) 685-511

DATE: JULY 27, 2017 SCALE: 1 Inch = 60 Feet  
ORDER NO. PAGE NO.  
2017-24 2of2  
001

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Field measurements completed on FEBRUARY 18, 2015. Signed on yjc/ft, LE. 2J&t°)

By:

Professional Illinois Land Surveyor No.  
My license expires November 30, 2020  
This professional service conforms to the current Illin  
survey.

O;PTOFESSI0NAL1% \*{ UNO -2 ■aA SURVEYOR j& W\ STATE Of /" TMi tf., ILLINOIS.. ^ J

## Chicago Department of Transportation

Mr. Edward Siskel Corporation  
Counsel Room 600 - City Hall  
Chicago, IL 60602-1289

Attention: Ms. Lisa Misher Deputy  
Corporation Counsel

Re: Proposed Vacation for MRR 1900 Clark LLC, and Sheng Man De Investments Co. (Unrelated  
Coapplicants) Commercial File: 21-25-17-3824

Dear Mr. Siskel:

Pursuant to a request from Mr. Joe Jensen (MMR) and Mr. Kin Chong (Sheng), we are transmitting herewith for your review and approval as to form and legality an original and three (3) copies of a proposed vacation of a dead-ended portion of W. Cullerton Street between S. LaSalle Street and S. Clark Street. The street is cut off by railroad tracks. This property is located in the 25th Ward.

MRR 1900 Clark LLC, and Sheng Man De Investments Company are the owners of record to the properties adjoining the public street to be vacated. The people to contact in connection with this proposed ordinance are Attorney Michael Ezgur (312-327-3350) and Mr. Joe Jensen (312-884-5400) for MMR; and Attorney Agnes Plecka (312-541-1878) and Mr. Kin Chong (312-522-9832) for Sheng.

A reservation for telecommunications has been reserved in Section 2. A deposit is required for curb and walk in Section 3. Section 4 requires compensation to the City for the land. All other underground utility agencies are either not involved or have made suitable arrangements. Sections 5 and 6 are standard language regarding the ordinance.

j^^ah^didnfe] d Commissioner

Originated by:

Luann Hamilton Deputy Commissioner

RS: LH: RD

cc: Alderman Daniel Solis (25) Alderman Anthony  
Beale Pablo David  
Sandra Foreman/w Attach. Dwg.-s.f. & Ord. (3) file copies  
(2) MapS^&IPdftSLASALLE STREET, SUITE 1100, CHICAGO, ILLINOIS 60602

## ANTHONY A. BEALE

Alderman, 9th Ward 34 East 1 12th Place Chicago, Illinois 60628 Telephone (773) 785-1100  
Fax: (773) 785-2790 e-mail: ward09@cityofchicago.org <mailto:ward09@cityofchicago.org>

## CITY COUNCIL

### City of Chicago

#### COUNCIL CHAMBER

City Hall-Second Floor 121 North LaSalle Street Chicago, Illinois 60602 telephone: 312-744-4096 FAX: 312-744-8155

#### COMMITTEE MEMBERSHIPS

Transportation & Public Way (Chairman)

Budget and Government Operations

Committees, Rules and Ethics

Education and Child Development

Finance

Public Safety

Workforce Development and Audit

April 10, 2019

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 the proposed ordinance transmitted herewith for a VACATIONS to MRR 1900 CLARK, LLC AND SHENG MAN DE INVESTMENTS COMPANY - 02019-301 A proposed vacation of a dead-ended portion of West Cullerton Street between South LaSalle Street and South Clark Street. This ordinance was referred to Committee on January 23, 2019.

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

(Ward 25)

Anthony Beale, Chairman

Respectfully submitted,