

82-O-18

AN ORDINANCE

Vacating a Portion of Public Land South of the Church Street Public Right of Way, East of Florence Avenue, to an Abutting Owner

WHEREAS, Peter Isaac, owner of real property located at 1633 Florence Avenue, has requested the vacation of a portion of public land south of the Church Street Public Right of Way, east of Florence Avenue, in the City of Evanston ("Subject Right of Way"), which is adjacent to part of Property Index Number ("PIN") 10-13-403-001-0000; and

WHEREAS, this portion of public land south of the Church Street public right of way, east of Florence Avenue, serves no public purpose; and

WHEREAS, Peter Isaac is the owner of the property located at 1633 Florence Avenue, a portion of which lies south of and adjacent to the Subject Right of Way; and

WHEREAS, Peter Isaac desires to acquire the vacated property and incorporate it into 1633 Florence Avenue; and

WHEREAS, Peter Isaac will add the Subject Right of Way into their lawn and does hereby agree to provide a high level of maintenance of the landscaping;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: The certain portion south of the Church Street Public Right of Way legally described as:

THAT PART OF CHURCH STREET LYING NORTH OF AND ADJOINING THE FOLLOWING DESCRIBED TRACT OF LAND; LOT 1 IN BLOCK 1 IN HINMAN'S ADDITION TO EVANSTON, BEING A DUBDIVISION OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH THAT PORTION OF THE 8 FOOT ALLEY LYING EAST OF AND ADJOINING SAID LOT 1 AND DESCRIBED AS FOLLOWS: BEGINNING AT A POINT AT THE INTERSECTION OF THE EAST LINE OF THE AFORESAID VACATED 8 FOOT ALLEY AND THE NORTH LINE IF AFORESAID LOT 1 EXTENDED EAST; THENCE ON AN ASSUMED BEARING SOUTH 87 DEGREES 52 MINUTES 36 SECONDS WEST, ALONG SAID EXTENSION AND SAID NORTH LINE, 126.57 FEET TO A POINT ON THE SOUTHWESTERLY EXTENSION OF THE SOUTHEAST EDGE OF A CONCRETE SIDEWALK, THENCE NORTH 76 DEGREES 53 MINUTES 40 SECONDS EAST, ALONG SAID EDGE, 129.99 FEET TO A POINT ON THE NORTHERLY EXTENSION OF THE AFORESAID EAST LINE OF THE AFORESAID VACATED ALLEY, THENCE SOUTH 0 DEGREES 02 MINUTES 20 SECONDS WEST, ALONG SAID EXTENSION, 24.78 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

And depicted in the Plat of Vacation, attached hereto as Exhibit A, is hereby vacated and closed, inasmuch as the corporate authorities of the City of Evanston have determined that the public interest will be served by the aforesaid vacation, provided that said vacation shall be subject to the following terms and conditions:

1. Said vacation shall be subject to the usual easements for public utilities, including, but not limited to, such rights-of-way, license and easement rights to such equipment as is presently installed and located on those portions of the public right-of-way hereby closed and the rights of ingress and egress for the maintenance, renewal and reconstruction thereof.
2. Said vacated property shall be conveyed to Peter Isaac upon their payment to the City of Evanston the sum of sixteen thousand dollars (\$16,000.00).

3. In the event of litigation, Peter Isaac will hold the City of Evanston harmless and defend it against any lawsuits resulting from the subject vacation.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: If any provision of Ordinance 82-O-18 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid application of this Ordinance is severable.

SECTION 4: Ordinance 82-O-18 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: July 23, 2018

Adopted: August 13, 2018

Approved:

Sept 6, 2018

Stephen H. Hagerty
Stephen H. Hagerty, Mayor

Attest:

Devon Reid
Devon Reid, City Clerk

Approved as to form:

Michelle L. Masoncup
Michelle L. Masoncup, Corporation Counsel

Ayes 6

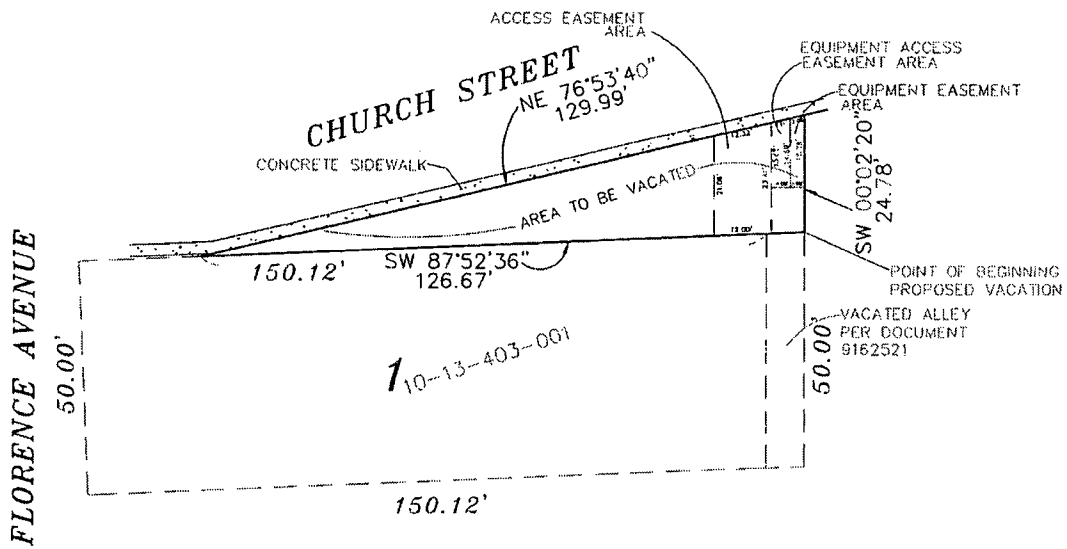
Nays 0

EXHIBIT A
PLAT OF VACATION

EXHIBIT "A"

PLAT OF VACATION

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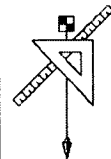


AREA TO BE VACATED=1,568 SQ FT MORE OR LESS

NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON AN ASSUMED BASIS. THE WEST LINE OF SECTION 18-37-14 IS ASSUMED AS TRUE NORTH.
2. DIMENSIONS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.
3. NO DIMENSIONS SHOULD BE ASSUMED BY SCALE MEASUREMENTS UPON THE PLAT.

PREPARED FOR:
PETER ISAAC
1833 FLORENCE AVE.
EVANSTON, IL 60201



PREPARED BY:
Urchell and Associates, Inc.
Land Surveying Services

10442 S. TALMAN AVENUE
CHICAGO, IL 60655
PHONE 708.925.7155
FAX 773.298.9500
DESIGN FIRM REGISTRATION #184-004894
LICENSE RENEWAL DATE: NOVEMBER 30, 2018



STATE OF ILLINOIS) I.S.
COUNTY OF COOK)

I, ROBERT J. URCHELL, ILLINOIS PROFESSIONAL LAND SURVEYOR NUMBER 035-003438 DO HEREBY CERTIFY THAT I HAVE SURVEYED THE PROPERTY DESCRIBED HEREON AND HAVE PREPARED THE HEREON DRAWN PLAT FOR THE PURPOSE OF THE VACATION OF THE PORTION OF A PUBLIC ALLEY. I ALSO CERTIFY THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT ILLINOIS STANDARDS FOR A BOUNDARY SURVEY.

FIELD WORK COMPLETED: 12/20/17

DATED: 02/28/18

Robert J. Urchell

ROBERT J. URCHELL I.P.L.S. No. 3438
LICENSE RENEWAL DATE: NOVEMBER 30, 2018
PROJECT No. 17-12-019

