

A SPECIAL ORDINANCE VACATING A
NORTH/SOUTH ALLEY BETWEEN 40TH AND 42ND STREETS
AND 5TH AND 6TH AVENUES IN THE
CITY OF ROCK ISLAND, ILLINOIS

WHEREAS, prior hereto a request has been made by the owner of property on both sides of a north/south alley between 40th and 42nd Streets and 5th and 6th Avenues, to vacate said alley in the City of Rock Island, Illinois; and

WHEREAS, the City Council of The City of Rock Island, Illinois, has determined that the public interest will be subserved by vacating said north/south alley in the City of Rock Island, Illinois; and

WHEREAS, 65 ILCS 5/11-91-1 grants the City the authority to vacate a street or alley, or part thereof, within their jurisdiction in any incorporated area; and

WHEREAS, the subject alley is within an incorporated area of the City of Rock Island, Illinois, and therefore no public hearing is required.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCK ISLAND, ILLINOIS:

Section One. That a north/south alley between 40th and 42nd Streets and 5th and 6th Avenues, in The City of Rock Island, Illinois, be and is hereby vacated, reserving, however, unto the City of Rock Island or unto any public utility, all right, title and interest said City or utility may now have in any public service facility or property now located in said right-of-way herein described, and a right-of-way and easement for such public utility and property, and also reserving unto said City or public utility the right to maintain, renew, enlarge, extend, or reconstruct any and all such public service facilities or property.

Section Two. Said vacation shall be subject to an easement for overhead utility lines in said alley being maintained until the subject site is developed.

Section Three. Said alley is commonly known and described as follows:

A north/south alley between 40th and 42nd Streets and 5th and 6th Avenues, in the City of Rock Island, Rock Island County, Illinois.

Section Four. That said alley described above is to be deeded to LRC Real Estate, Inc., the owner of property on both sides of the alley, and Mayor, Dennis E. Pauley, and the City Clerk be, and are hereby authorized and directed to execute on behalf of The City of Rock Island, Illinois, a Warranty Deed conveying the above-described real estate to LRC Real Estate, Inc.

Section Five. That the beneficiary of the above-described vacated property shall reimburse the City for the costs associated to record a certified copy of this ordinance and the deed of conveyance with the Recorder of Deeds in and for Rock Island County, Illinois.

Section Six. All ordinances and parts of ordinances in conflict herewith are hereby repealed insofar as they do so conflict.

Section Seven. This ordinance shall be in full force and effect 10 days from its passage and approval, as required by law.

MAYOR OF THE CITY OF ROCK ISLAND

PASSED: _____

APPROVED: _____

ATTEST: _____

CITY CLERK