
THE VILLAGE OF COAL CITY

GRUNDY & WILL COUNTIES, ILLINOIS

ORDINANCE
NUMBER 14-23

**AN ORDINANCE VACATING A CERTAIN PORTION GENERALLY DESCRIBED AS
THE WESTERNMOST FIFTY FEET OF A PUBLIC ALLEYWAY RUNNING EAST-
WEST IN THE VILLAGE LOCATED EAST OF BROADWAY STREET, WEST OF
KANKAKEE STREET, NORTH OF CHESTNUT STREET AND SOUTH OF PARK
STREET, AND DECLARING THAT THIS ORDINANCE SHALL BE IN FULL FORCE
AND EFFECT AS PROVIDED HEREIN**

NEAL E. NELSON, President
PAMELA M. NOFFSINGER, Village Clerk

GEORGETTE VOTA
ROSS BRADLEY
TERRY HALLIDAY
DAVID TOGLIATTI
JUSTIN WREN
TIMOTHY BRADLEY
Village Trustees

ORDINANCE NO. 14-23

AN ORDINANCE VACATING A CERTAIN PORTION GENERALLY DESCRIBED AS THE WESTERNMOST FIFTY FEET OF A PUBLIC ALLEYWAY RUNNING EAST-WEST IN THE VILLAGE LOCATED EAST OF BROADWAY STREET, WEST OF KANKAKEE STREET, NORTH OF CHESTNUT STREET AND SOUTH OF PARK STREET, AND DECLARING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT AS PROVIDED HEREIN

WHEREAS, the Village of Coal City (“Village”) is a non-home rule municipality; and

WHEREAS, 65 ILCS 5/11-91-1 provides that the corporate authorities of a municipality may vacate any street or alley when such is determined to be in the public interest; and

WHEREAS, Section 11-91-1 of the Illinois Municipal Code authorizes the vacation of an alley or portion thereof to a particular abutting property owner who pays fair market value for the vacated property; and

WHEREAS, Robert L. Davis, Jr. (“Abutting Owner”) is the owner of certain real property located at 65 Park Street, Coal City, Grundy County, Illinois, bearing permanent index number 09-02-303-007, and legally described in Exhibit A, which is incorporated by reference as though fully set forth therein (the “Abutting Property”); and

WHEREAS, the Abutting Owner has expressed an interest in acquiring the westernmost fifty feet of the public alley abutting the Abutting Property to the south, which alley runs east-west within the corporate limits of the Village, located east of Broadway Street, west of Kankakee Street, north of Chestnut Street and south of east Park Street, as more particularly depicted and described in the Plat of Vacation attached hereto as Exhibit B (the “Portion of Alley”); and

WHEREAS, the Corporate Authorities of the Village hereby find and determine that the fair market value of the Portion of Alley is \$ 2,458.00; and

WHEREAS, the vacation of the Portion of Alley shall be contingent upon payment to the

Village of the fair market value of the Portion of Alley by the Abutting Owner; and

WHEREAS, the Corporate Authorities of the Village have found and determined that the relief to the public from the further burden and responsibility of maintaining the Portion of Alley constitutes a public use and public interest authorizing the vacation thereof; and

WHEREAS, all of the property owners abutting any portion of the alley have been notified of the proposed vacation of the Portion of the Alley and have consented thereto; and

WHEREAS, Village staff has advised that there are no existing public utilities located within the Portion of Alley proposed to be vacated; and

WHEREAS, the Village has determined that there is no current or future public use for the Portion of the Alley and that the public interest will be subserved by vacating the Portion of Alley;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Coal City, Counties of Will and Grundy, Illinois, as follows:

SECTION 1. Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. Vacation. Subject to payment of the fair market value of the Portion of Alley, the Village hereby vacates that certain Portion of Alley generally described as the westernmost fifty feet of the public alley abutting the Abutting Property to the south, which alley runs east-west within the corporate limits of the Village, located east of Broadway Street, west of Kankakee Street, north of Chestnut Street and south of east Park Street. It is hereby declared that the Area is no longer required for public use and that the public interest will be served by such vacation.

SECTION 3. Resolution of Conflicts.

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. Saving Clause. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

SECTION 5. Effectiveness. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

SO ORDAINED this 14 day of July, 2014, at Coal City, Grundy and Will Counties, Illinois.

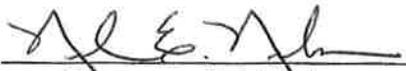
AYES: 5

NAYS: 0

ABSENT: 1

ABSTAIN: 0

VILLAGE OF COAL CITY


Neal E. Nelson, President

Attest:

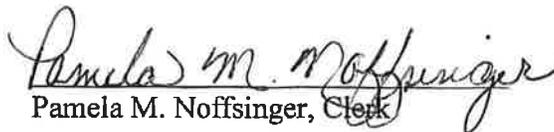

Pamela M. Noffsinger, Clerk

EXHIBIT A

LEGAL DESCRIPTION OF ABUTTING PROPERTY

LOTS 7 AND 8 IN BLOCK 1 IN THE ORIGINAL VILLAGE OF COAL CITY, SITUATED IN GRUNDY COUNTY, IN THE STATE OF ILLINOIS.

Commonly known as: 65 E. Park Street, Coal City, IL 60416

PIN: 09-02-303-007

EXHIBIT B

PLAT OF VACATION

(ATTACHED ON FOLLOWING PAGE.)

LEGAL DESCRIPTION OF PORTION OF ALLEY SUBJECT TO VACATION:

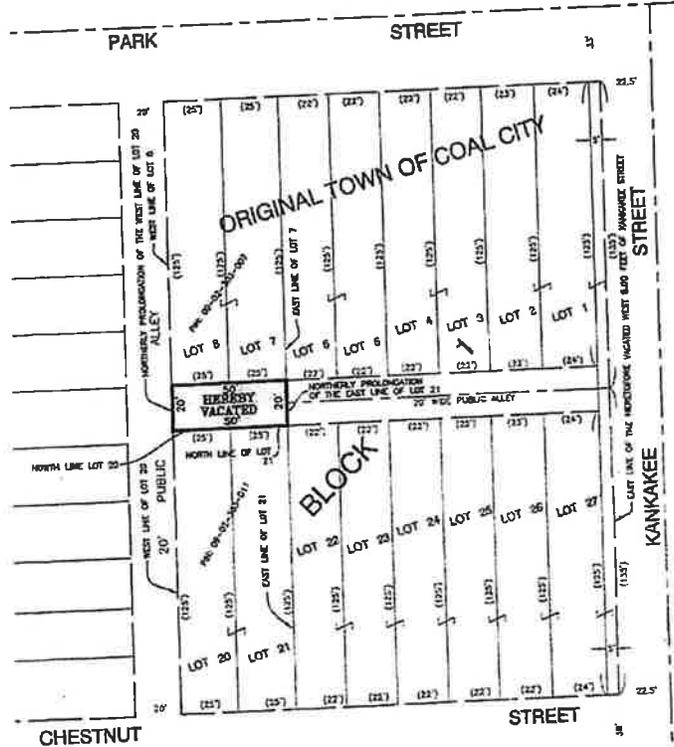
THAT PART OF THE HERETOFORE DEDICATED 20 FEET WIDE EAST-WEST ALLEY IN BLOCK 1 OF ORIGINAL TOWN OF COAL CITY, IN SECTION 2, TOWNSHIP 32 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF AND ADJACENT TO THE NORTH LINE OF LOT 20 AND LOT 21 IN SAID BLOCK 1, IN GRUNDY COUNTY, ILLINOIS.

PLAT OF VACATION

of

That part of the heretofore dedicated 20 feet wide east-west alley in Block 1 of Original Town of Coal City, in Section 2, Township 32 North, Range 6 East of the Third Principal Meridian, lying north of and adjacent to the north line of Lot 20 and Lot 21 in said Block 1, in Grundy County, Illinois.

Affects PIN's: 09-02-303-011 & 06-02-303-007



STATE OF ILLINOIS }
COUNTY OF GRUNDY } SS

Approved by the President and Board of Trustees of the VILLAGE OF COAL CITY, ILLINOIS, at a meeting held this ____ day of _____ A.D. 201__

By: NEAL E. NELSON - PRESIDENT

ATTEST: PAMELA M. NOFFSINGER - VILLAGE CLERK

This plat was filed for record in the recorder's office of GRUNDY COUNTY, Illinois.

On the ____ day of _____ 201__

at ____ o'clock ____ M., of Doc. Number _____

GRUNDY COUNTY RECORDER OF DEEDS

AFTER RECORDING RETURN TO:
VILLAGE OF COAL CITY
515 S. BROADWAY
COAL CITY, IL 60416

The VILLAGE OF COAL CITY, ILLINOIS, hereby certifies that the plat of vacation of the 20-foot wide alley shown on this plat is correct and that the right to the alley is vested in the public and that the alley is a public alley and that the plat is correct and that the alley is a public alley and that the plat is correct and that the alley is a public alley.

STATE OF ILLINOIS }
COUNTY OF COOK } SS

I, DAN C. PAARLBERG, an Illinois Professional Land Surveyor, do hereby state that I have prepared the heretofore drawn plat, for the purpose of vacating the property described in the caption of the heretofore drawn plat as shown hereon.

SOUTH HOLLAND, ILLINOIS, March 26, 2014

Dan C. Paarlberg
Certificate No. 035-003343
Expires November 30, 2014

S14-02-017(A)

ROBINSON ENGINEERING, LTD. CIVIL AND MECHANICAL ENGINEERING, SURVEYING AND PROFESSIONAL LAND SURVEYING 1100 SOUTH PARK AVENUE SOUTH HOLLAND, ILLINOIS 60473 (708) 314-4100 © COPYRIGHT 2014 ILLINOIS DESIGN FIRM REGISTRATION NO. 18810105		REVISIONS No. Date Remarks	
FOR: VILLAGE OF COAL CITY 515 S. BROADWAY COAL CITY, ILLINOIS 60416			
Drawn by: MED	Doc: 03-20-14		
Checked by: R.E.G./D.C.P.	Scale: 1"=30'		
Sheet: 1 of 1	Project No: S14-02-017		

S14-02-017 COAL CITY VACATION-DEDICATION.DWG