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0501422209

Doc#: 0501422209
Eugene "Gene" Moore Fee: \$38.50
Cook County Recorder of Deeds
Date: 01/14/2005 02:09 PM Pg: 1 of 8

SUBSTITUTE ORDINANCE

(The Above Space For Recorder's Use Only)

ORDINANCE

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 public streets, part of public streets, public alleys, and part of public alleys described in the following ordinance; now therefore,

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

SECTION 1. All that part of the W. Leland Avenue (and accretions thereto) as opened and extended from N. Clarendon Avenue to Lake Michigan by ordinance approved October 17, 1923 by the City Council of the City of Chicago; Order of Possession entered August 2, 1928 through condemnation proceedings in the County Court of Cook County, Illinois as Document No. 53029, Warrant No. 51927, being described in said Condemnation as:

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"The North sixty-six (66) feet accretions thereto of the South one hundred twenty-three and seventy-five one-hundredths (123.75) feet of

"Lot one (1) in Partition of the South one thousand five hundred thirty-one (1531) feet of Lot 1 in School Trustees Subdivision of fractional Section sixteen (16), Township forty (40) North, Range fourteen (14), East of the Third Principal Meridian, and accretions",

in Cook County, Illinois and lying East of the West line of Lot 1 in Partition of the South 1531 feet of Lot 1 in School Trustees Subdivision of Fractional Section 16 aforesaid and lying West of the West Boundary Line of Lincoln Park by agreement between Lincoln Park Commissioners and the owner of Lot 1 in the Partition of the South 1531 feet of Lot 1 in School Trustees Subdivision of Fractional Section 16 aforesaid, said part of public street, herein vacated being further described as W. Leland Avenue lying East of the East line of N. Clarendon Avenue and Westerly of the Westerly line of N. Marine Drive by as shaded and indicated by the words "TO BE VACATED" on the drawing hereto attached, which drawing for greater certainty, 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.

SECTION 2. The City of Chicago hereby reserves for the benefit of Commonwealth Edison Company, their successors or assigns, an easement to operate, maintain, construct, replace, and renew overhead poles, wires, and associated

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equipment, and underground conduit, cables, and associated equipment for the transmission and distribution of electric energy under, over, and along that part of the public street as herein vacated with the right of ingress and egress.

The City of Chicago hereby reserves for the benefit of The Peoples Gas Light and Coke Company an easement to operate, maintain, repair, renew and replace existing underground facilities in all of the "to be vacated" part of public street, with the right of ingress and egress at all times for any and all such purposes. It is further provided that no buildings or other structures shall be erected on said easement herein reserved for The Peoples Gas Light and Coke Company or other use made of said area which would interfere with the construction, operation, maintenance, repair, removal, or replacement of said facilities.

SECTION 3. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, VHS ACQUISITION SUBSIDIARY NUMBER 3, INC. AND WELLNESS ASSOCIATES, LLC shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to the owners of the property abutting said part of public street hereby vacated the sum ONE MILLION ONE HUNDRED NINETY SIX THOUSAND EIGHT HUNDRED dollars (\$ 1,196,800.00), which sum in the judgment of this body will be equal to such benefits; and further, shall within 180 days after the passage of this ordinance, 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 sidewalk and curb across the

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entrance to that part of W. Leland Avenue hereby vacated, similar to the sidewalk and curb in N. Clarendon Avenue and N. Marine Drive.

SECTION 4. The vacation herein provided for is made upon the express condition that building atrium shall be kept open to public access during CTA service hours.

SECTION 5. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, VHS ACQUISITION SUBSIDIARY NUMBER 3, INC. AND WELLNESS ASSOCIATES, LLC shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois a certified copy of this ordinance, together with an attached drawing approved by the Superintendent of Maps.

SECTION 6. This ordinance shall take effect and be in force from and after its passage.

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Legal Description Approved:

Lawrence J. Towner Dec. 6, 2004
Superintendent of Maps

Approved as to Form and Legality

Steven J. Heller

Chief Asst. Corporation Counsel

Helen Shiller

Honorable Helen Shiller
Alderman, 46th Ward

Property of Cook County Clerk's Office

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"A"
Partition of S. 1531 ft. of Lot 1 in the School Trustee's Subdivision of Frac. Sec. 16-40-14. Except so much thereof as has been conveyed to Devotion C. Eddy by deed.

"B"

Ordinance for the widening of Lakeside Pl. from Clarendon Av. to Lake Michigan passed May 4, 1896.

Rec. Sept. 15, 1900

Doc# 3008540

"C"

West Boundary Line of Lincoln Park by agreement between Lincoln Park Comm.'s and the owner of Lot 1, (except that part thereof Lakeside Pl.) in the Superior Court Ptn. of the S. 1531 ft. of Lot 1, (except so much thereof as was conveyed to Devotion C. Eddy by deed) in School Trustee's Subdivision of Frac. Sec. 16-40-14.

"D"

West Boundary Line of Lincoln Park by agreement between Lincoln Park Comm.'s and the owner of Lot 2 in the Superior Court Ptn. of the S. 1531 ft. etc. School Trustee's Subdivision of Frac. Sec. 16-40-14.

"E"

Ordinance for Opening and Extending Eastwood Av. from Clarendon Av. to Lake Michigan. Passed Oct. 17, 1923. Order of Possession entered of record Apr. 3, 1928.

"F"

Ordinance for Opening and Extending Leland Av. from Clarendon Av. to Lake Michigan. Passed Oct. 17, 1923. Order of Possession entered of record Aug. 2, 1928.

"G"

Vacated by Ordinance Passed June 16, 1955.

Rec. July 27, 1955

Doc.# 16313860

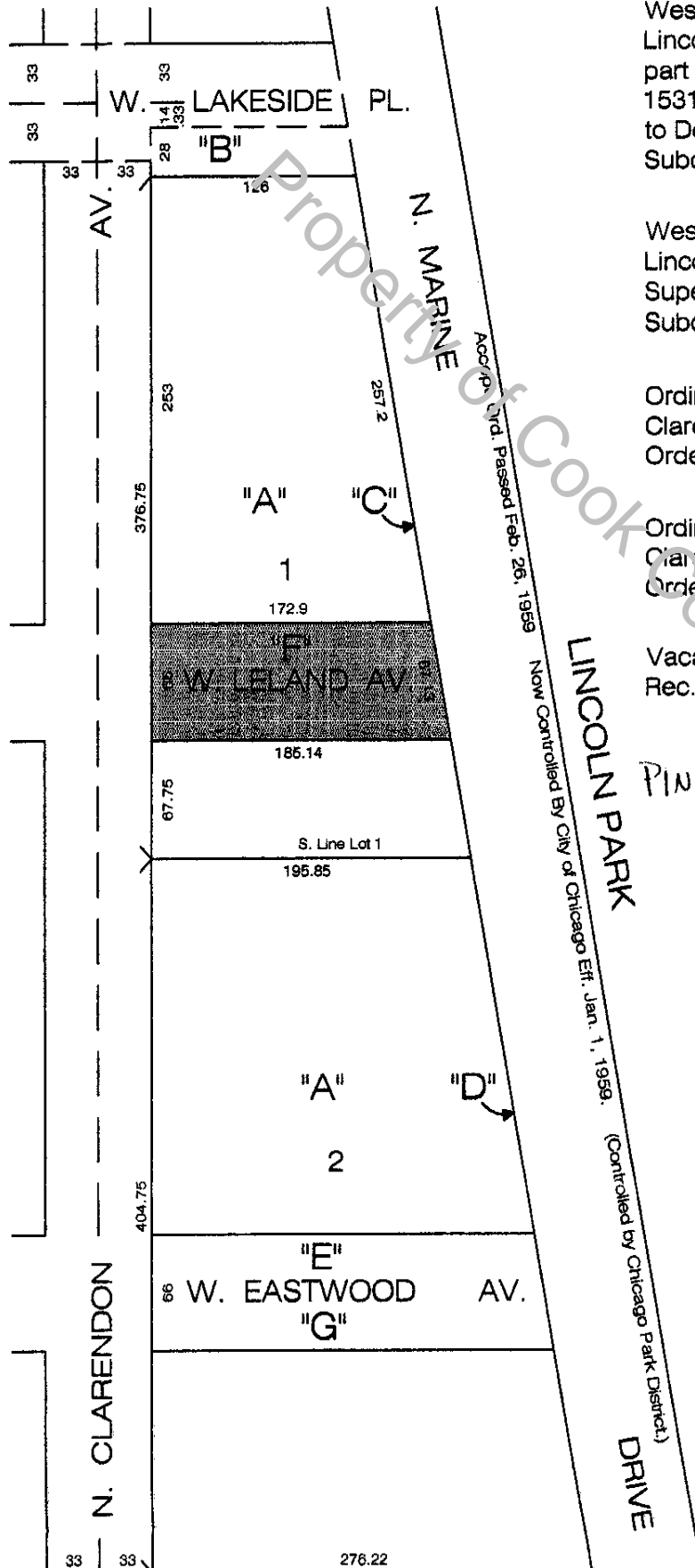
PIN# 14-08-41, 018,019,020,021,022

DR. NO. 16-46-03-2717



To Be Vacated

NORTH

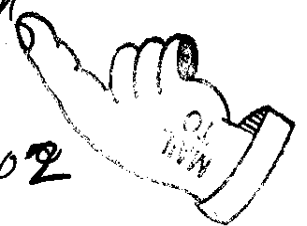


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Document No. 502004- 4057

PASSED by the City Council of the City of Chicago and deposited in the office of the City Clerk of said City.	
DEC 15 2004	
<i>James J. Davis</i> City Clerk	City of Chicago

Mail To:
 Thomas & Moore
 Anderson & Moore
 11 W Washington
 Suite 1100
 Chicago IL 60602



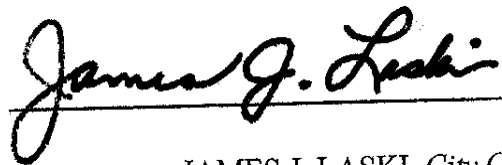
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STATE OF ILLINOIS,)
)SS.
COUNTY OF COOK.)

I, JAMES J. LASKI, City Clerk of the City of Chicago, in the County of Cook and State of Illinois, DO HEREBY CERTIFY that the attached is a true and correct copy of an ordinance: Vacation of West Leland Avenue lying east of the east line of North Clarendon Avenue and westerly line of North Marin Drive, to which ordinance passed the fifteenth (15th) day of December, 2004.

I DO FURTHER CERTIFY that the original, of which the attached is a true and correct copy, is on file in my office and that I am the lawful custodian of same.

IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the corporate seal
of the City of Chicago aforesaid, at the said
of City, in the County and State aforesaid,
this twenty-third (23rd) day of December,
2004.



JAMES J. LASKI, City Clerk