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Doc#: 1509219087 Fee: \$46.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 04/02/2015 12:07 PM Pg: 1 of 5

STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

I, SUSANA A. MENDOZA, City Clerk of the City of Chicago, in the County of Cook and State of Illinois, DO HEREBY CERTIFY that the annexed and foregoing is a true and correct copy of that certain ordinance now on file in my office Authorizing Vacation of portion of N. Loomis St. and alley perpendicular thereto., which was passed by the City Council of the City of Chicago at its regular meeting held on the eighth (8th) day of October, 2014.

I DO FURTHER CERTIFY that the original, of which the foregoing is a true and correct copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the said City of Chicago aforesaid, at the said City, in the County and State aforesaid, this thirty-first (31st) day of October, 2014.

[T.P.]


SUSANA A. MENDOZA, City Clerk

RECORDING FEE 46
DATE 4-2-15 COPIES 6
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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 177-189 N. Ogden Avenue, 170-182 N. Loomis Street, and 165-183 N. Loomis Street are owned by FirstMerit Bank N.A. Land Trust 05-1-8368 (successor trustee to Midwest Bank and Trust Company), all other owners have quit claimed their interests to FirstMerit Bank N.A. Land Trust 05-1-8368; and

WHEREAS, FirstMerit Bank N.A. Land Trust 05-1-8368 proposes to use the portion of the street and adjacent alley to be vacated herein for additional Moretti's Restaurant 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 part of public street and adjacent alley, described in the following ordinance; now therefore,

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

SECTION 1. THE VACATION OF:
 THAT PART OF THE EAST-WEST 10 FOOT WIDE PUBLIC ALLEY LYING NORTH OF AND ADJOINING LOT 24 IN BLOCK 1 OF UNION PARK ADDITION TO CHICAGO, A SUBDIVISION OF LOTS 5 AND 6 IN CIRCUIT COURT PARTITION OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN (RECORDED MARCH 20, 1854, ANTE-FIRE), LYING EASTERLY OF THE SOUTHEASTERLY LINE OF OGDEN AVENUE, AND LYING WEST OF THE WEST LINE OF N. LOOMIS STREET;

TOGETHER WITH THE VACATION OF:
 THAT PART OF N. LOOMIS STREET LYING NORTH OF THAT PART OF HERETOFORE VACATED N. LOOMIS STREET (43.00 FEET IN WIDTH), VACATED BY DOCUMENT NO. 97071986, BEING ALSO NORTH OF A LINE 145.26 FEET NORTH OF AND PARALLEL WITH THE NORTH LINE OF W. RANDOLPH STREET, AS WIDENED, BY ORDER OF POSSESSION ENTERED BY THE COUNTY COURT OF COOK COUNTY, STATE OF ILLINOIS, ON FEBRUARY 9, 1945 AS DOCKET NO. 43426, AND LYING SOUTH OF THE SOUTH LINE OF W. LAKE STREET; IN COOK COUNTY, ILLINOIS 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 vacations.

SECTION 2. The City of Chicago hereby reserves the alley and street as herein vacated, as a right of way for an existing Water Department main and appurtenances thereto, and for the installation of any additional water mains and appurtenances which in the future may located in the

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alley and street as herein vacated, and for the maintenance, renewal, and reconstruction of such facilities, with the right of ingress and egress at all times upon reasonable notice. It is further provided that no buildings or other structures shall be erected on the said right of way herein reserved or other use made of said area, which in the judgment of the municipal officials having control of the aforesaid service facilities would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities. It is further provided that any vacation-beneficiary prompted adjustments to water facilities in the area to be vacated; and the repair, renewal or replacement of any private materials, or private property damaged in the area to be vacated as a result of the City exercising its easement rights shall be done at the beneficiary's expense.

SECTION 3. The City of Chicago hereby reserves the area herein vacated, as a right of way for existing Water Department sewers and sewer structures, for the installation of any additional sewers, sewer structures and appurtenances now located or, which in the future, and be located in the alley and street as herein vacated, and for the maintenance, renewal and reconstruction of such facilities. It is also provided that, the City shall have 24 hour access to the area to be vacated; that no buildings or other permanent structures shall be erected on said right of way herein reserved, or other use made of said area, which in the sole discretion and judgment of the respective municipal officials having control of the aforesaid service facilities, would interfere with the use, maintenance, renewal, or reconstruction of said facilities, or the construction of additional municipally-owned service facilities; and that all sewer structures shall be exposed to grade. It is further provided that any vacation-beneficiary prompted adjustments to sewer facilities in the area to be vacated; and the repair, renewal or replacement of any private materials, or private property damaged in the area to be vacated as a result of the City exercising its easement rights shall be done at the expense of the beneficiary of the vacation.

SECTION 4. Peoples Gas The City of Chicago hereby reserves for the benefit of The Peoples Gas Light and Coke Co. an easement to operate, maintain, repair, renew and replace existing underground facilities and to construct new facilities in all of the "to be vacated" 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 Co. or other use made of the said area which would interfere with the construction, operation, maintenance, repair, removal, or replacement of said facilities, or the construction of additional facilities. Any future vacation-beneficiary prompted relocation of Peoples Gas facilities lying within the area being vacated will be accomplished by Peoples Gas, and done at the expense of beneficiary of the vacation.

SECTION 5. The City of Chicago hereby reserves for the benefit of Commonwealth Edison and AT&T Illinois/ SBC, and their 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 alley and 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 or and AT&T Illinois/ SBC facilities. No buildings, permanent structures or obstructions shall be placed over Commonwealth Edison or AT&T Illinois/ SBC facilities without written release of easement by Commonwealth Edison or AT&T Illinois/ SBC. Any future vacation-beneficiary prompted relocation of Commonwealth Edison or AT&T Illinois/ SBC facilities lying within the area

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being vacated will be accomplished by Commonwealth Edison or AT&T / SBC and done at the expense of beneficiary of the vacation.

SECTION 6. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, FirstMerit Bank N.A. Land Trust 05-1-8368 or its agent 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 sidewalk and curb at the entrance to that part of the public alley and street hereby vacated, similar to the adjacent and contiguous sidewalk and curb.

SECTION 7. The vacation herein provided for is made upon the express condition that within 180 days after the passage of this ordinance, FirstMerit Bank N.A. Land Trust 05-1-8368 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 Three hundred eleven thousand dollars (\$ 311,000), which sum in the judgment of this body will be equal to such benefits.

SECTION 8. 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 applicant 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 its attached drawing approved by the Superintendent of Maps and Plats; and an oversized plat of the area being vacated.

SECTION 9. This ordinance shall take effect and be in force from and after its passage. The vacation shall take effect and be in force from and after its recording.

CITY OF CHICAGO
APPROVED BY
RICHARD E. LULIK, P.L.S.
SUPERINTENDENT OF MAPS & PLATS

EXAMINER
OF
COOK SUBDIVISIONS
COOK COUNTY, ILLINOIS

Date: APRIL 2, 2015
Maps File # 08-27-12-3591
City Council Approved OCT 8, 2014

Vacation Approved:
Rebekah Scheinfeld
Rebekah Scheinfeld
Commissioner of Transportation

Approved as to Form and Legality
Richard Wendy
Richard Wendy
Deputy Corporation Counsel

Walter Burnett
Honorable Walter Burnett
Alderman, 27th Ward

I DO NOT FIND ANY DELINQUENT GENERAL TAXES UNPAID;
CURRENT GENERAL, TAXES DELINQUENT SPECIAL ASSESSMENTS
OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST THE
STREETS AND ALLEYS INCLUDED IN THE ABOVE PLAT.
Daniel D. O'M (RD) Page 3
COUNTY CLERK
DATE Nov. 5, 14

I FIND NO DEFERRED INSTALLMENTS OF
OUTSTANDING UNPAID SPECIAL ASSESSMENTS
DUE AGAINST THE LAND INCLUDED IN THE
ABOVE PLAT.
Tan Widawsky
DEPT. OF FINANCE - CHICAGO
BY [Signature] 3/31/15

UNOFFICIAL COPY EXHIBIT A PLAT OF VACATION

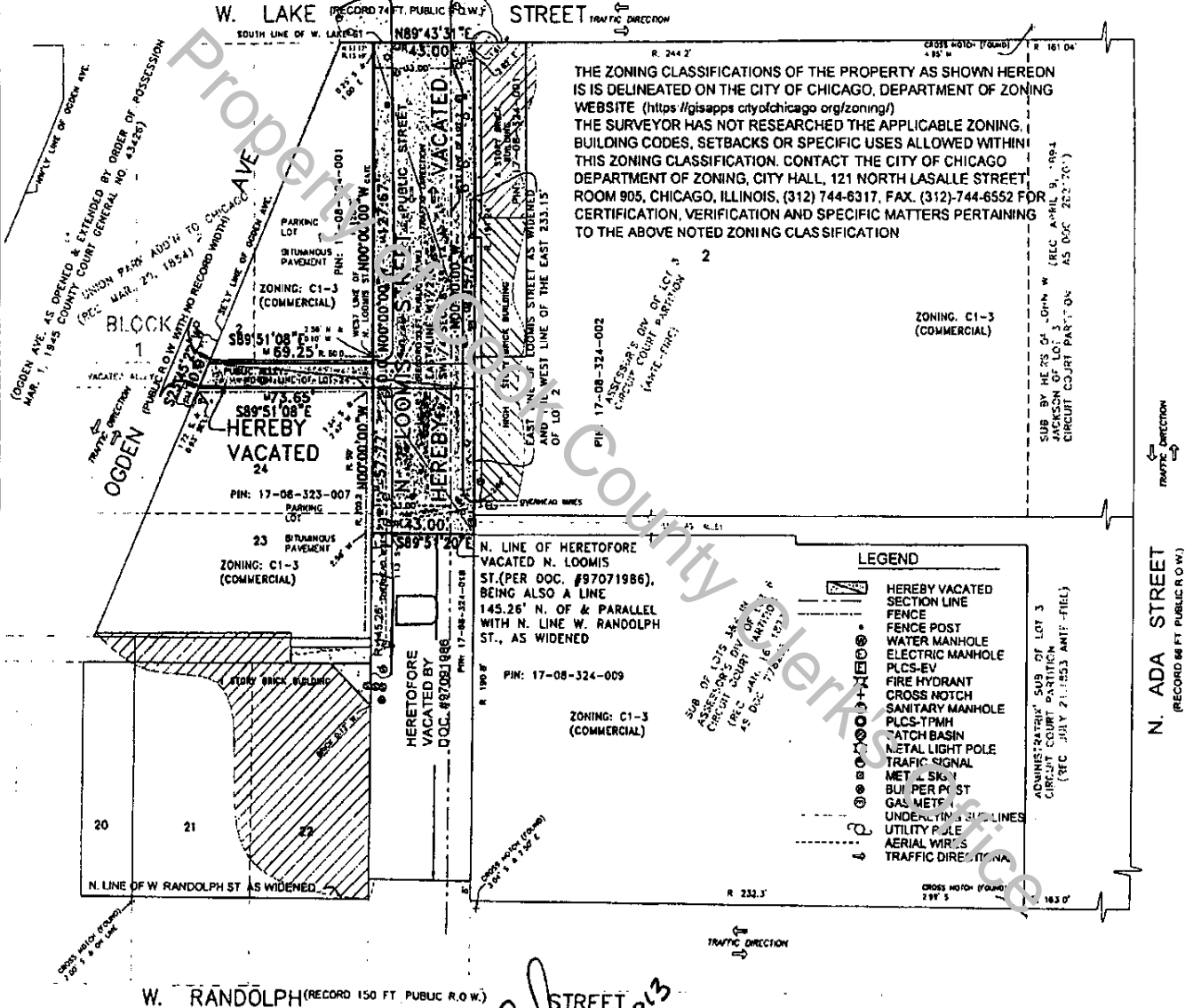
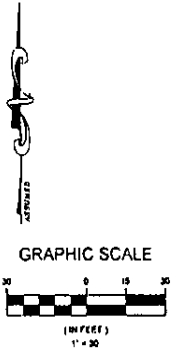
THAT PART OF THE EAST-WEST 10 FOOT WIDE PUBLIC ALLEY LYING NORTH OF AND ADJOINING LOT 24 IN BLOCK 1 OF UNION PARK ADDITION TO CHICAGO, A SUBDIVISION OF LOTS 5 AND 6 IN CIRCUIT COURT PARTITION OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN (RECORDED MARCH 20, 1854, ANTE-FIRE), LYING EASTERLY OF THE SOUTHEASTERLY LINE OF OGDEN AVENUE, AND LYING WEST OF THE WEST LINE OF N. LOOMIS STREET;

TOGETHER WITH

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IN COOK COUNTY, ILLINOIS.

PROPERTY AREA= 9,125 SQ.FT. OR 0.21 ACRES, MORE OR LESS.



THE ZONING CLASSIFICATIONS OF THE PROPERTY AS SHOWN HEREON IS DELINEATED ON THE CITY OF CHICAGO, DEPARTMENT OF ZONING WEBSITE (<https://gisapps.cityofchicago.org/zoning/>) THE SURVEYOR HAS NOT RESEARCHED THE APPLICABLE ZONING, BUILDING CODES, SETBACKS OR SPECIFIC USES ALLOWED WITHIN THIS ZONING CLASSIFICATION. CONTACT THE CITY OF CHICAGO DEPARTMENT OF ZONING, CITY HALL, 121 NORTH LASALLE STREET, ROOM 905, CHICAGO, ILLINOIS, (312) 744-6317, FAX: (312)-744-6552 FOR CERTIFICATION, VERIFICATION AND SPECIFIC MATTERS PERTAINING TO THE ABOVE NOTED ZONING CLASSIFICATION

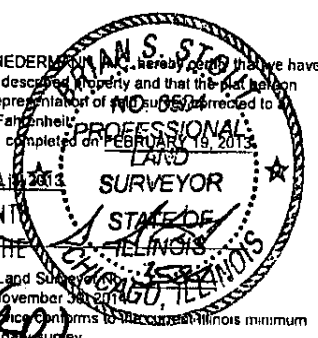
CDOT DWG: 08-27-12-359

Handwritten signature and date:
 [Signature]
 April 4, 2013

State of Illinois
County of Cook

We, GREMLEY & BIEDERMANN, P.C., hereby certify that we have surveyed the above described property and that the plat hereon drawn is a correct representation of the same as corrected to a temperature of 62° Fahrenheit.

Field measurements completed on FEBRUARY 19, 2013.



REVISED APRIL 3 2013 TO STRIP LABEL PER #2013-17555 (05)
 REVISED MARCH 27 2013 CDOT COMMENTS PER #2013-17553 (05)
 REVISED FEBRUARY 24 2013 CDOT COMMENTS PER #2013-17426 (05)

ORDERED BY	GREMLEY & BIEDERMANN, P.C.	DRAWN BY	BT
ADDRESS	393 W. LAKE ST. CHICAGO, IL		
CITY	CHICAGO, IL		
PHONE	(773) 445-5002	FAX	(773) 445-5002
ORDER NO.	2011-14817-001	DATE	MARCH 3 2013
		SCALE	1 inch = 30 feet
		SHEET NO.	1 of 1

SURVEY NOTES
 PLAT OF VACATION PREPARED FOR MarCal PC

Note R & M denotes Record and Measured distances respectively

DO NOT FIND ANY DELINQUENT GENERAL TAXES, SPECIAL ASSESSMENTS OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST THE PROPERTY AND ALLEYS INCLUDED IN THE ABOVE PLAT.

Unless otherwise noted hereon the Bearing and Distance are in Feet and Coordinate Datum if used is NAD 83.

COUNTY CLERK

DATE Mar. 31, 15