

ORDINANCE NO. 7-2013

**AN ORDINANCE VACATING ALLEYS LYING
SOUTH OF 95TH STREET EAST OF PULASKI ROAD
AND WEST OF HARDING AVENUE IN THE
VILLAGE OF EVERGREEN PARK**

WHEREAS, the adjoining owners of the public alleys described below have requested the Village to vacate the same so that the property can be developed with a Walgreens store as more fully provided in Ordinance No. 6-2013; and

WHEREAS, the developer of the Walgreens store has agreed to dedicate a permanent easement to the Village for public utilities on the south 20 feet of its property, has agreed to relocate all of the public utilities located within the public alleys to be vacated in accordance with plans approved by the Village Engineer, and has also agreed to pay compensation to the Village in the amount of \$146,667.40 in consideration of the vacation of the public alleys; and

WHEREAS, the Mayor and Board of Trustees have determined that the consideration to be paid to the Village is just and adequate compensation for the vacation of the public alleys.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Board of Trustees of the Village of Evergreen Park, Cook County, Illinois:

Section 1

That all of the 20-foot east/west public alley located south of 95th Street between Pulaski Road and Harding Avenue, and that portion of the 20-foot north/south public alley located south of 95th Street between Pulaski Road and Harding Avenue from the south line of the east/west public alley to a line 90 feet south thereof, as shown on the Plat of Vacation attached hereto, and legally described as follows is hereby vacated:

All of the 20-foot east/west public alley located south of 95th Street between Pulaski Road and Harding Avenue lying immediately south and adjacent to Lots 1 through 10 in Block 4 in A.G. Briggs and Co.'s Crawford Gardens, being a Subdivision of the Northwest Quarter of the Northwest Quarter of Section 11, Township 37 North, Range 13 East of the Third Principal Meridian, according to the Plat thereof recorded March 29, 1926, as Document Number 9220721, in Cook County, Illinois; and that portion of the 20-foot north/south public alley located south of 95th Street between

Pulaski Road and Harding Avenue lying immediately west and adjacent to Lots 39 through 41 in Block 4, in the aforesaid A.G. Briggs and Co.'s Crawford Gardens Subdivision.

Section 2

That pursuant to the provisions of 65 ILCS 5/11-91-1, the title to all of the vacated east/west public alley shall be acquired by and devolve to the owners of the adjacent property described as follows:

Lots 1 through 10 in Block 4 in A.G. Briggs and Co.'s Crawford Gardens, being a Subdivision of the Northwest Quarter of the Northwest Quarter of Section 11, Township 37 North, Range 13 East of the Third Principal Meridian, according to the Plat thereof recorded March 29, 1926, as Document Number 9220721, in Cook County, Illinois.

PIN: 24-11-100-007, -008, -009, -010, -049 and -050

Section 3

That pursuant to the provisions of 65 ILCS 5/11-91-1, the title to all of the vacated east/west public alley shall be acquired by and devolve to the owners of the adjacent property described as follows:

Lots 39 through 41 in Block 4 in A.G. Briggs and Co.'s Crawford Gardens, being a Subdivision of the Northwest Quarter of the Northwest Quarter of Section 11, Township 37 North, Range 13 East of the Third Principal Meridian, according to the Plat thereof recorded March 29, 1926, as Document Number 9220721, in Cook County, Illinois.

PIN: 24-11-100-047 and -048

Section 4

The vacation of the public alleys herein shall not take effect and shall be contingent upon:

1. The payment of \$146,667.40 to the Village of Evergreen Park.

2. The dedication of a permanent easement to the Village of Evergreen Park for public utilities over the south 20 feet of Lot 39 and the south 20 feet of Lot 14, and the vacated public alley adjoining the same.
3. The relocation of the existing Village public utilities from the vacated public alleys into the 20-foot permanent easement in accordance with plans approved by the Village Engineer.

Section 5

That this ordinance shall be immediately in full force and effect from and after its passage by not less than three-fourths of the Board of Trustees and approval of the Mayor.

This ordinance was passed and deposited in the office of the Village Clerk of the Village of Evergreen Park this 18th day of February, 2013.



Catherine T. Aparo

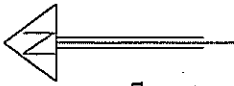
CATHERINE T. APARO, Village Clerk

APPROVED by me this 18th
day of February, 2013.

James J. Sexton

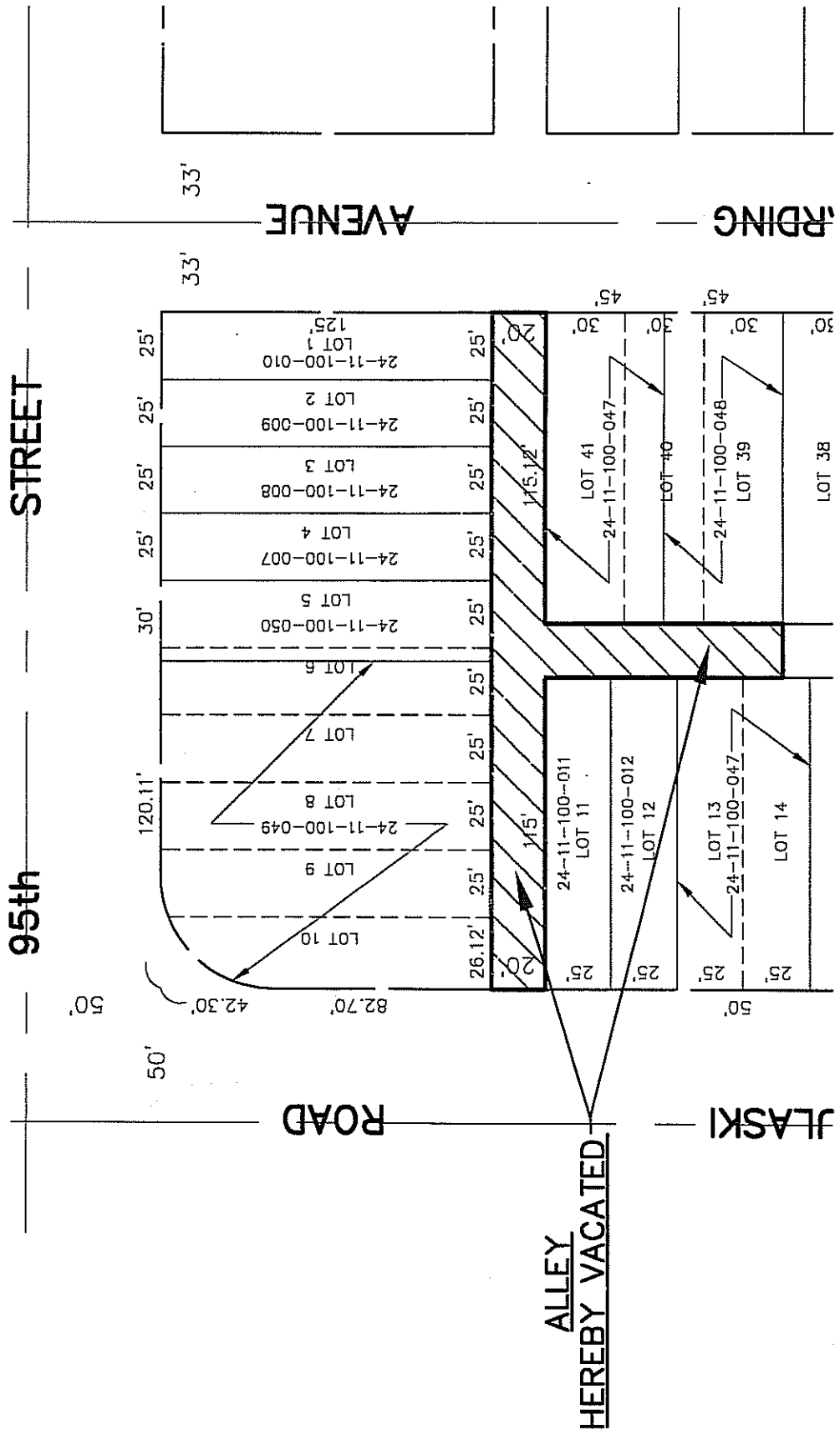
JAMES J. SEXTON, Mayor

PLAT OF VACATION OF



All of the 20-foot east/west public alley located south of 95th Street between Pulaski Road and Harding Avenue lying immediately south and adjacent to Lots 1 through 10 in Block 4 in A.G. Briggs and Co.'s Crawford Gardens, being a Subdivision of the Northwest Quarter of Section 11, Township 37 North, Range 13 East of the Third Principal Meridian, according to the Plat thereof recorded March 29, 1926, as Document Number 9220721, in Cook County, Illinois; and that portion of the 20-foot north/south public alley located south of 95th Street between Pulaski Road and Harding Avenue lying immediately west and adjacent to Lots 39 through 41 in Block 4, in the aforesaid A.G. Briggs and Co.'s Crawford Gardens Subdivision.

SCALE: 1"=60'



7-2013