

ORDINANCE NO. 19-18

AN ORDINANCE VACATING PART OF A RIGHT-OF-WAY ON BRUCE STREET AND AN ALLEY LOCATED IN VALLEY VIEW PARK, IN THE CITY OF COLLINSVILLE, ILLINOIS

WHEREAS, a portion of right-of-way located Bruce Street and an alley right-of-way in Valley View Park, is of no use or benefit to the public, but is a needless expense, burden and responsibility for maintenance, and a source of potential liability on the part of said City;

WHEREAS, the public use and public interest would be best served by relieving the public of any further burden and responsibility of maintaining said right-of-ways and from further potential liability as to said right-of-ways, and,

WHEREAS, the nature and extent of the public use and the public interest to be so subserved is such as to warrant the vacation of said right-of-ways.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Collinsville, Illinois, as follows:

Section 1: In accordance with Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1), the right-of-ways real estate as described in Exhibit A and attached hereto, is hereby vacated and abandoned as property owned by the City of Collinsville, Illinois, and/or used as public right-of-way. The City retains the right to maintain, operate, repair and replace, by itself or by any licensee or a holder of a franchise from the City, any poles, wires, pipes, conduits, sewer mains, water mains, or any other facility or equipment for the maintenance or operation of any utility now located in the right-of-way or portion thereof vacated by this ordinance, as well as ingress and egress along, above, and in said rights of ways for the purposes set forth herein.

Section 2: A Plat of the Area showing the vacated right-of-way is attached hereto and made a part hereof by reference thereto.

Section 3: The City Clerk is hereby directed to cause this Ordinance to be recorded in the Office of the Recorder of Deeds of Madison County, Illinois, promptly after it becomes effective.

Section 4: This Ordinance is passed by the affirmative vote of at least three-fourths of all members of the Council, authorized by law to be elected and the vacated portion goes to the abutting landowner in equal parts as the City has no monetary interest in the property.

Section 5: The right-of-way vacation is conditioned upon the property owner of 9497 Collinsville Road. The owner shall create a cul-de-sac or similar turnaround as approved by the City Engineer at the newly created terminus of Bruce Street as per Section 16.16.070B. No pavement shall be removed or access otherwise restricted until said improvement is complete. The cul-de-sac, or similar turnaround improvements, shall be approved by the Director of Public Works.

Section 6. All ordinances and parts of ordinances inconsistent herewith are to the extent of their inconsistency hereby repealed.

PASSED by the Council and Approved by the Mayor on March 25, 2019.

Ayes: Stehman, Green, Jerome, Brombolich, Miller

Nays: None

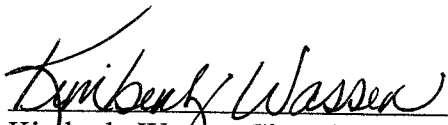
Absent: None

Approved: March 25, 2019.



John Miller, Mayor

ATTEST:


Kimberly Wasser, City Clerk

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EXHIBIT A

Part of the right-of-way of "Bruce Street," and part of the 15-foot wide alley in Block 6 of Valley View Park" as recorded in Plat Book 14 on Page 29, being a subdivision of part of Section 31, Township 3 North, Range 8 West of the Third Principal Meridian, Madison County, Illinois, said part being more particularly described as follows:

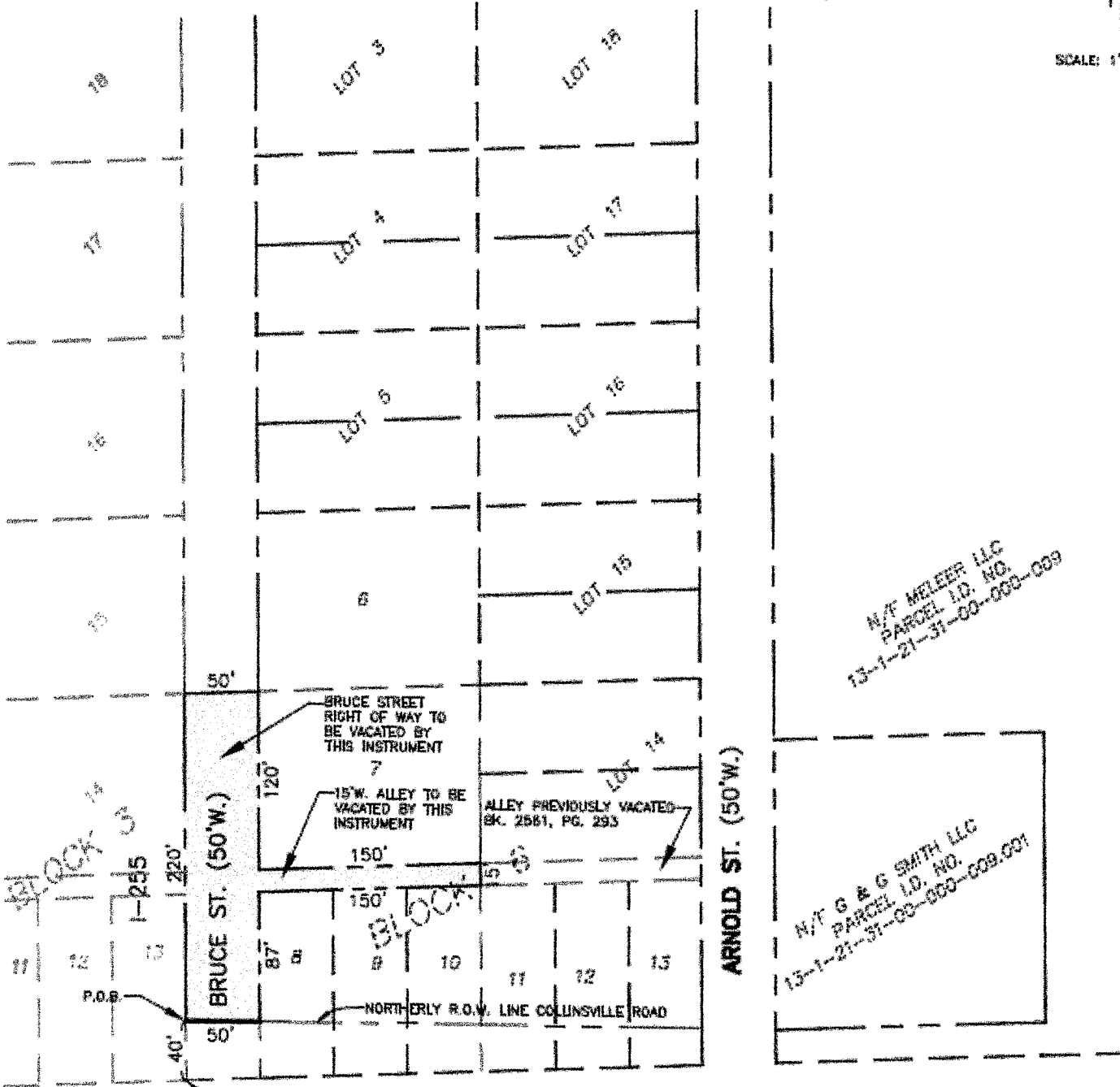
Commencing the Southeast corner of Lot 13 in Block 3 of said "Valley View Park," said point lying in the west right of way line of "Bruce Street;" thence North, along said west right of way line, 40.0 feet to the Point of Beginning of the tract described herein; thence North, along said west right of way line, 220.0 feet to the northeast corner of Lot 14 in Block 3 of the aforementioned "Valley View Park;" thence East, a distance of 50.0 feet to the northwest corner of Lot 7 in Block 6 of said "Valley View Park;" thence South, along the east right of way line of "Bruce Street," 120 feet to the southwest corner of said Lot 7; thence East, along the south line of said Lot 7, a distance of 150 feet to the southeast corner thereof; thence South, along the southerly prolongation of the east line of said Lot 7, a distance of 15 feet to the northeast corner of Lot 10 in Block 6 of said "Valley View Park;" thence West along the northerly line of Lots 8, 9, and 10 in Block 6 of said "Valley View Park," 120 feet to the northwest corner of said Lot 8; thence South, along the west line of said Lot 8, a distance of 87 feet to its intersection with the northerly right of way line of Collinsville Road; thence northwesterly, along said northerly right of way line of Collinsville Road, 50 feet to the point of beginning and containing 13,305 square feet.

EXHIBIT "A"

Right-of-Way vacation plat of part of "Bruce Street," and part of the 15-foot wide alley in Block 6 of "Valley View Park" as recorded in Plat Book 14 on Page 29, being a subdivision of part of Sec. 31, T3N, R8W of the 3rd P.M., City of Collinsville, Madison County, Illinois



SCALE: 1"=100'



N/F MELEER LLC
PARCEL I.D. NO.
13-1-21-31-00-000-009

N/F G & G SMITH LLC
PARCEL I.D. NO.
13-1-21-31-00-000-009.001

LEGEND

- DENOTES EXIST. RIGHT OF WAY LINE
- DENOTES RIGHT OF WAY TO BE VACATED



Prepared by:
Sherbut-Carson-Claxton, LLC
#4 Meadow Hts Prof Park
Collinsville, Illinois 62234
(618) 345-8454

Feb. 25, 2019
JOB No. 3144