

## **ORDINANCE NO. 8032**

## ORDINANCE VACATING A PORTION OF PUBLIC RIGHT OF WAY NORTH OF MADISON STREET 20 WEST MADISON STREET

**WHEREAS**, the Village of Lombard (hereinafter the "VILLAGE") maintains a public right-of-way, of X feet (X) in width, immediately north of Madison Street, between 591 South Park and Madison Street (hereinafter the "PUBLIC ROW"); and

WHEREAS, the Corporate Authorities find that the portion of the PUBLIC ROW, situated between a point X East of the North line of Madison Street and a point X West of the North line of Madison Street (hereinafter the "SUBJECT RIGHT-OF-WAY") is no longer needed by the Village for right-of-way purposes; and

WHEREAS, the Corporate Authorities find that no abutting property owners currently take access from the SUBJECT RIGHT-OF-WAY; and

WHEREAS, the Corporate Authorities have determined that the SUBJECT RIGHT-OF-WAY does not serve the transportation needs of the VILLAGE; and

WHEREAS, the Corporate Authorities of the VILLAGE have received a Plat of Right-of-Way Vacation for the SUBJECT RIGHT-OF-WAY, a copy of which is attached hereto as "Exhibit A" and made part hereof (hereinafter the "Plat of Vacation"); and

WHEREAS, the Corporate Authorities of the VILLAGE deem it to be in the best interests of the VILLAGE to authorize that the SUBJECT RIGHT-OF-WAY be vacated, as set forth herein, subject to the retention of a public utility easement over the SUBJECT RIGHT-OF-WAY;

**NOW THEREFORE BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

<u>SECTION 1</u>: It is hereby determined that the public interest will be served by vacating the SUBJECT RIGHT-OF-WAY as hereinafter legally described:

THAT PART OF THE MADISON STREET RIGHT OF WAY HERETOFORE DEDICATED SEPTEMBER 9, 1946 PER DOCUMENT NO. 506164 DESCRIBED BY BEGINNING AT THE SOUTHEAST CORNER OF LOT 20 IN BLOCK 15} IN THE RESUBDIVISION OF BLOCKS 12 TO 20 IN GREEN VALLEY AND LOT 2 IN BLOCK 11 IN GREEN VALLEY, A SUBDIVISION IN SECTIONS 7 AND 18, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 9, 1946 AS DOCUMENT 506164 AND RUNNING THENCE SOUTHWESTERLY PERPENDICULAR TO THE SOUTHERLY LINE OF SAID LOT 20, 10.82 FEET TO A POINT BEING 1.0 FOOT NORTH OF (MEASURED PERPENDICULAR THERETO) THE CONCRETE PUBLIC WALK AS EXISTING ON NOVEMBER 13, 2021; THENCE THE FOLLOWING TWO (2) COURSES, BOTH BEING LINES 1.0 FOOT NORTH OF (MEASURED PERPENDICULAR THERETO) THE CONCRETE PUBLIC WALK AS EXISTING ON NOVEMBER 13, 2021: 1) N83°45'08"W 35.44 FEET, 2) N83°38'26"W 16.30 FEET, THENCE N06°21'34"E 12.34 FEET THE SOUTHWEST CORNER OF THE EAST 50.00 FEET (AS MEASURED PERPENDICULAR TO THE EAST LINE THEREOF) OF LOT 20: THENCE S82°02'19"E ALONG THE SOUTH LINE OF SAID LOT 20 TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

CONTAINING: 599.45 SQ. FT., 0.01 AC. (MORE OR LESS)

and as shown on the Plat of Vacation attached hereto as Exhibit "A" and designated "hereby vacated" be and the same hereby is vacated, subject to the retention of a public utility easement therein.

SECTION 2: The owner of the following parcel shall acquire title to the vacated SUBJECT **RIGHT-OF-WAY**:

PIN: 06-07-413-021 Common Address: 20 West Madison Street, Lombard, IL 60148

SECTION 3: That the Department of Community Development is hereby directed to record a certified copy of this Ordinance, along with the original Plat of Vacation, with the DuPage County Recorder of Deeds.

SECTION 4: That this Ordinance shall be in full force and effect from and after its passage by a three-fourths (<sup>3</sup>/<sub>4</sub>ths) vote of the Trustees holding office, approval and publication in pamphlet form as provided by law.

Passed on first reading this day of 2022.

First reading waived by action of the Board of Trustees this 3<sup>rd</sup> day of March, 2022.

Passed on second reading this 3<sup>rd</sup> day of March, 2022, pursuant to a roll call vote as follows:

AYES: Militello and Bachner Trustee LaVaque, Puccio, Dudek, Honig,

NAYS: None

**ABSENT:** None

Approved by me this 3<sup>rd</sup> day of March, 2022.

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ATTEST:

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Elizabeth Brezinski Village Clerk

Published by me in pamphlet form this 4<sup>th</sup> day of March, 2022.

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Elizabeth Brezinski Village Clerk

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Exhibit "A"

