

VACATION OF A CERTAIN PARCEL OF LAND SET ASIDE FOR PUBLIC ALLEY,
BETWEEN SECOND AVENUE AND THIRD AVENUE

WHEREAS, an alley between Second Avenue and Third Avenue, in the Village was a dedicated but unimproved thirteen foot (13') right-of-way which in part extends approximately thirty-three (33') feet in length; and

WHEREAS, the Board has determined that the said dedicated but unimproved right-of-way will never be improved and is willing to vacate said right-of-way; and

WHEREAS, JOHN KELLY is the owner of the property (the "owner") lying immediately adjacent both to the north and south of said right-of-way and is willing to compensate the Village for the vacation of said right-of-way; and

WHEREAS, the Board has determined that such vacation is in the best interest of the Village; and

WHEREAS, in the judgment of the Board, the fair market value of the property to be acquired by the owner equals TWO THOUSAND THREE HUNDRED TWENTY-SEVEN DOLLARS (\$2,327.00);

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1:

The recitals set forth above are hereby incorporated in this ordinance.

SECTION 2:

The Board of Trustees of the Village of Orland Park hereby vacates that parcel of land legally described as follows pursuant to Chapter 65 of the Illinois Compiled Statutes, Section 5/11-91-1:

PUBLIC ALLEY VACATION LEGAL DESCRIPTION

THAT PART OF THE 13 FOOT PUBLIC ALLEY IN BLOCK 9 OF SEDGWICK, A SUBDIVISION OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 6, 1880, AS DOCUMENT NUMBER 270447, LYING WEST OF THE EAST LINE EXTENDED SOUTH OF THE WEST 8 FEET OF LOT 13 IN SAID BLOCK 9, AND EAST OF THE WEST LINE EXTENDED SOUTH OF LOT 14 IN SAID BLOCK 9, IN COOK COUNTY, ILLINOIS.

SECTION 3:

Upon the vacation of the above-described right-of-way, title thereto shall pass to JOHN KELLY, the adjoining property owner, conditioned upon payment of \$2,327.00, plus all costs incurred by the Village in causing this vacation.

SECTION 4:

The Village shall cause the Plat of Vacation, a true and correct copy of which is attached hereto as Exhibit "A" to this ordinance, to be recorded at said owner's expense as required by statute.

SECTION 5:

All ordinances or parts of ordinances in conflict therewith are to the extent of such conflict hereby repealed and that each section, paragraph, clause and provision of this ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 6:

The Village reserves to itself, its agents and successors, an easement in said vacated right-of-way for public utility purposes.

SECTION 7:

This ordinance shall be in full force and effect from and after its passage and due publication in pamphlet form according to law and after said owner have provided the Village with the full amount of compensation.