

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 23-03-01-51

**AN ORDINANCE VACATING AND CONVEYING TITLE TO A PORTION
OF AN ALLEY LOCATED BETWEEN WEST WASHINGTON STREET
AND WEST WARREN STREET IN THE CITY OF LE ROY**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS

6th Day of March, 2023

PRESENTED: **March 6, 2023**

PASSED: **March 6, 2023**

APPROVED: **March 6, 2023**

RECORDED: **March 6, 2023**

PUBLISHED: **March 6, 2023**
In Pamphlet Form

Voting "Aye" 8

Voting "Nay" 0

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.



Anita Corso
City Clerk of the City of
Le Roy, McLean County, Illinois

Dated: **March 6, 2023**



CITY OF LE ROY
McLEAN COUNTY, ILLINOIS

ORDINANCE NO. 23-03-01-51

AN ORDINANCE VACATING AND CONVEYING TITLE TO A PORTION
OF AN ALLEY LOCATED BETWEEN WEST WASHINGTON STREET
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WHEREAS, the City of Le Roy is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

WHEREAS, pursuant to Section 11-91-1 of the Illinois Municipal Code, 65 ILCS 5/11-91-1, the City may vacate streets and alleys, or portions thereof, upon a finding that the public interest will be served by such vacation; and

WHEREAS, the City desires to be relieved from maintaining that portion of the alley consisting of the west 66 feet of an alley and located between West Washington Street and West Warren Street and immediately adjacent to the property known as **611 West Washington Street, Le Roy, Illinois (P.I.N. 30-20-238-015)** and legally described in **Exhibit A (“Alley”)**; and

WHEREAS, the City finds that the public interest will be served by vacating the Alley, including placing the vacated property on the tax rolls; and

WHEREAS, the owner of the property located at 611 West Washington Street (“*Adjacent Property*”) is desirous of receiving title to the Alley adjacent to his parcels.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Le Roy, McLean County, Illinois, as follows:

Section 1. Recitals. The Council hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

Section 2. Map of Vacation Approval; Authorization.

A. The map depicting the Alley to be vacated is, attached as **Exhibit B** and, by this reference, made a part of this Ordinance. The approval in this Subsection 2.A acknowledges the Corporate Authorities approval of the vacation depicted and described on the map.

B. The Mayor, Clerk, and other necessary City officials shall be, and are hereby, authorized and directed to execute the necessary documents to effect the vacation of the Alley.

Section 3. Consideration.

A. The City reserves the right to an easement in, on, upon, under, over, through, and across the vacated Alley for the purpose of maintaining, operating, repairing, replacing or installing any City facility, utility, improvement, or equipment, including drainage improvements.

B. The City recognizes that vacating the Alley, and conveying it to the owner of the Adjacent Property identified in Section 4, will subject the property to real estate taxation.

Section 4. Conveyance of Title; Authorization.

A. For the consideration identified in Subsections 3.A and 3.B, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, title to the vacated portion of the Alley shall pass to the owner of the Adjacent Property.

B. If necessary, the City Clerk and Mayor are hereby directed to execute a quit claim deed evidencing the conveyance of title to the owner. In addition, the City Administrator is authorized to take any other actions necessary to effect the vacation of the Alley as described in this Ordinance.

Section 5. Recording. The City Clerk is hereby directed to record this Ordinance with the McLean County Recorder of Deeds.

Section 6. Effective Date. This Ordinance shall only be effective upon the occurrence of all of the following events:

- A. Passage by the affirmative vote of at least three-fourths of the council members now holding office;
- B. Publication in pamphlet form in the manner required by law;
- C. The recording of this Ordinance in the Office of the McLean County Recorder.

EXHIBIT A

Legal Description of Adjacent Property

Legal Description:

Lots 8, 9 and the South ½ of Lot 7, and the South ½ of the West ½ of Lot 6, all in Block 72 in Conkling's Addition the City of LeRoy, in MCLEAN COUNTY, ILLINOIS.

Permanent Index Number: 30-20-238-015

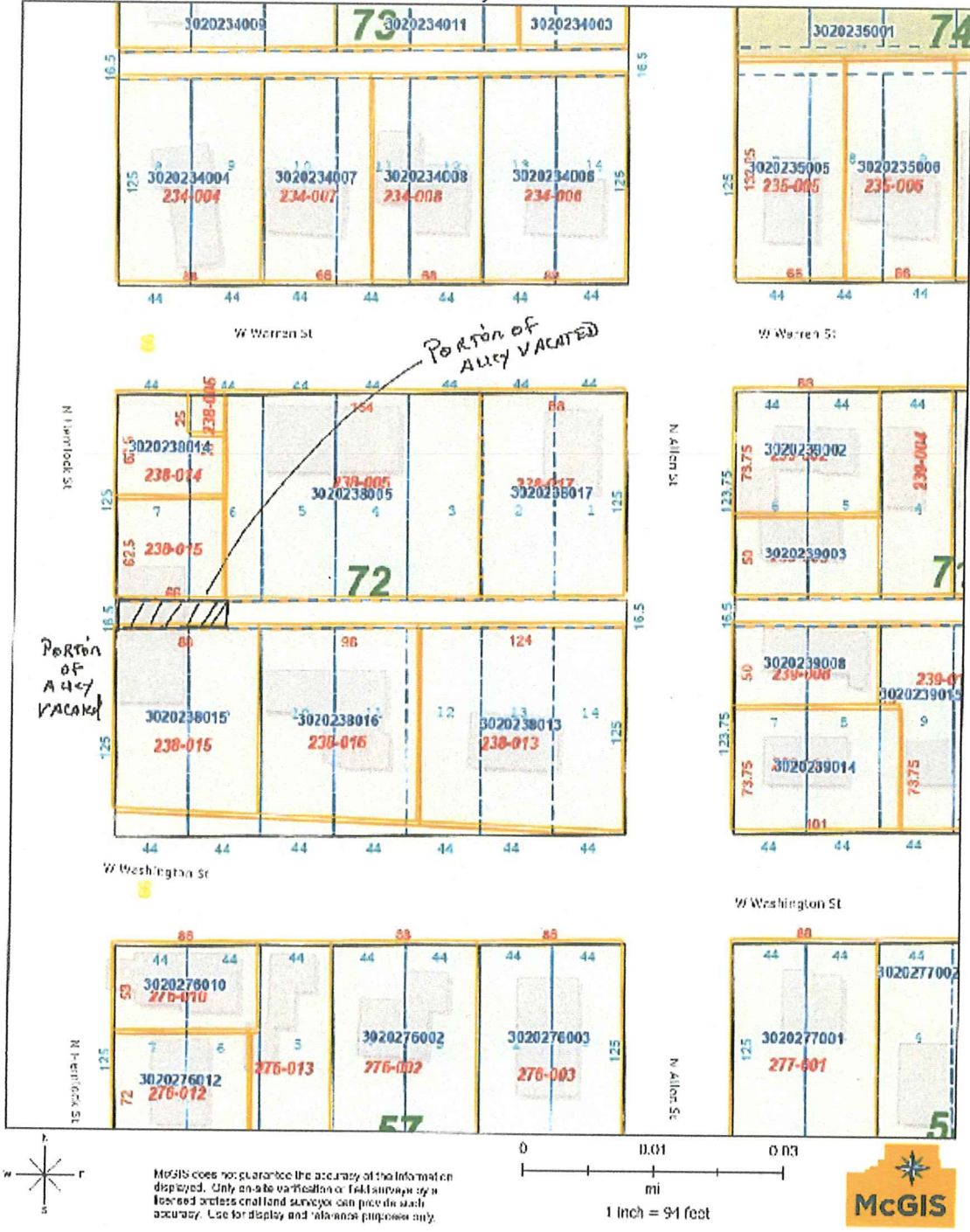
Property Address: 611 W. Washington Street, LeRoy, Illinois 61752

EXHIBIT B

Map of Vacation

2/28/2023

McLean County GIS Consortium



PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Patti Welander and seconded by Justin Morfey by roll call vote on the 6th day of March, 2023 as follows

Aldermen elected 8

Aldermen Present 8

Voting Aye:

Justin Morfey, Kelly Lay, Patti Welander, Matt Steffen, Kyle Merkle, Ron Legner, Sarah Welte, Dawn Hanafin

Voting Nay:

None

Absent: None

Abstain:

None

Other:


None

And deposited and filed in the office of the City Clerk in said municipality on the 6th day of March, 2023.



Anita Corso, City Clerk of the
City of Le Roy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 6th day of March, 2023.

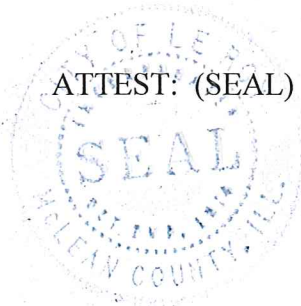


Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois



Anita Corso, City Clerk of the City of Le Roy
Mc Lean County, Illinois

ATTEST: (SEAL)



CERTIFICATE

I, Anita Corso, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **March 6, 2023** the Corporate Authorities of such municipality passed and approved **ORDINANCE NO. 23-03-01-51**.

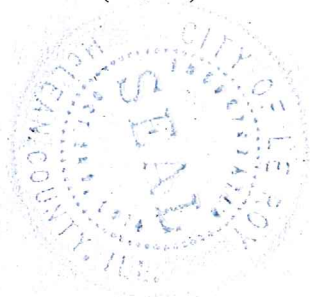
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Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 23-03-01-51**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **March 6, 2023** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 6th day of March, 2023.

(SEAL)



A handwritten signature in blue ink that reads "Anita Corso". The signature is written in a cursive style and is positioned above a horizontal line.

Anita Corso
City Clerk of the City of
Le Roy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Anita Corso, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE VACATING AND CONVEYING TITLE TO A PORTION
OF AN ALLEY LOCATED BETWEEN WEST WASHINGTON STREET
AND WEST WARREN STREET IN THE CITY OF LE ROY**

I do further certify said ordinance was adopted by the City Council of the City of Le Roy at a regular meeting on the 6th day of March, 2023, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 6th day of March, 2023

(SEAL)



A handwritten signature in blue ink that reads "Anita Corso". The signature is fluid and cursive.

Anita Corso, City Clerk of the
City of Le Roy,
McLean County, Illinois