

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
FEB.15,2011 10:00 AM
PLAT 06-07-406-024
005 PAGES R2011-023281

ORDINANCE 6576

**VACATING A PORTION OF THE UNNAMED PUBLIC
ALLEY SOUTH OF HICKORY STREET, BETWEEN
BREWSTER AVENUE AND EDSON STREET AND GRANTING
OF A PEDESTRIAN ACCESS AND PUBLIC UTILITY
EASEMENT**

PINS: 06-07-406-024 & 06-07-406-025

Addresses: 442 and 500 S. Brewster Avenue, Lombard IL 60148

Return To:

**(Village of Lombard
255 E. Wilson Avenue
Lombard, IL 60148)**

ORDINANCE NO. 6576

ORDINANCE VACATING A PORTION OF THE UNNAMED PUBLIC ALLEY SOUTH OF HICKORY STREET, BETWEEN BREWSTER AVENUE AND EDSON STREET AND GRANTING OF A PEDESTRIAN ACCESS AND PUBLIC UTILITY EASEMENT

WHEREAS, a twenty foot (20') wide public right-of-way exists between the residential properties located at 442 and 500 South Brewster Avenue; and

WHEREAS, said right-of-way is improved with an asphalt surface to provide for pedestrian access and also vehicular access to private detached garages on the abutting properties; and

WHEREAS, a public watermain is located within the public-right-of-way; and

WHEREAS, barriers have been placed within the alley to prevent motor vehicle access between Brewster Avenue and Edson Street; and

WHEREAS, the public-right-of-way no longer serves the motor vehicle transportation needs of the Village; and

WHEREAS, the public-right-of-way still serves the pedestrian needs of the Village; and

WHEREAS, the public-right-of-way still serves the utility needs of the Village; and

WHEREAS the Corporate Authorities deem it to be in the best interest of the Village of Lombard to authorize the right-of-way vacation, provided that easements for public pedestrian access and for public utilities are granted over the right-of-way proposed to be vacated.

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

SECTION 1: It is hereby determined that the public interest will be served by vacating the portion of the unnamed alley south of Hickory Street, between Brewster Avenue and Edson Street hereinafter described:

THE EAST AND WEST 20 FOOT ALLEY LOCATED BETWEEN THE SOUTH LINE OF LOT 5 BLOCK 4 IN LOMBARD FARMS SUBDIVISION BEING IN SECTION 7, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 15, 1917, AS DOCUMENT NO. 128539, AND THE NORTH LINE OF LOT 6 IN OWNERS RESUBDIVISION OF LOTS 1 AND 2 IN BLOCK 5 IN LOMBARD FARMS SUBDIVISION SECTION 7, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, OCTOBER 6, 1927, AS DOCUMENT NO. 244342 IN DUPAGE COUNTY, ILLINOIS.

as shown on the plat attached hereto as Exhibit "A" and designated "hereby vacated" be and the same hereby is vacated.

SECTION 2: That a twenty foot (20') easement for public pedestrian access, public utilities and drainage purposes is hereby granted over the vacated alley, as depicted on Exhibit "A" attached hereto.

SECTION 3: Pursuant to 65ILCS 5/11-91-1, the owners of the following parcels shall acquire title to the respective ten feet (10.0') of the vacated alley that lies immediately adjacent to their property thereto:

06-07-406-024 – Barowski, Wayne & Susan, 442 S. Brewster Ave., Lombard, IL

06-07-406-025 – Egan, Thomas & Carol, 500 S. Brewster Ave., Lombard, IL

SECTION 4: That no fences shall be erected within the easement noted in Section 4 above

SECTION 5: 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 6: That this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed on first reading this 20th day of January, 2011.

First reading waived by action of the Board of Trustees this ____ day of _____, 2011.

Passed on second reading this 3rd day of February, 2011, pursuant to a roll call vote as follows:

Ayes: Trustees Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

Nays: None

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Re: BOT 11-01
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Absent: None

Approved by me this 3rd day of February, 2011.


William J. Mueller, Village President

ATTEST:


Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 4th day of February, 2011.


Brigitte O'Brien, Village Clerk



I, **Denise R. Kalke**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a
copy of

ORDINANCE 6576

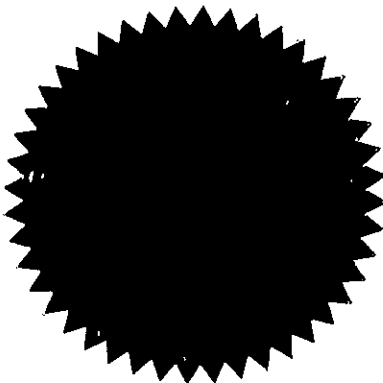
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of the said Village as it appears from the official records of said Village duly approved this 3rd day of February, 2011.

In Witness Whereof, I have hereunto affixed my official signature and the Corporate Seal of said **Village of Lombard**, Du Page County, Illinois this 8th day of February, 2011.



A handwritten signature in black ink, appearing to read "Denise R. Kalke", written over a horizontal line.

Denise R. Kalke
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois