

CITY OF VILLA GROVE  
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2017-MC05

**AN ORDINANCE VACATING A PORTION OF  
NORTH RICHMAN STREET OF THE CITY OF VILLA GROVE**

PASSED BY THE CITY COUNCIL AND  
APPROVED BY THE MAYOR OF THE  
CITY OF VILLA GROVE, ILLINOIS  
THIS EIGHTH DAY OF MAY 2017

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PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE MAYOR AND CITY COUNCIL OF THE CITY  
OF VILLA GROVE, DOUGLAS COUNTY, ILLINOIS THIS NINTH DAY OF MAY 2017.

CITY OF VILLA GROVE  
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2017-MC05

May 8, 2017

**AN ORDINANCE VACATING A PORTION OF  
NORTH RICHMAN STREET OF THE CITY OF VILLA GROVE**

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**WHEREAS**, the City of Villa Grove, Douglas County, Illinois, (the "City") is a duly organized and existing Municipality created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the City and the City previously enacted its Code of Ordinances; and

**WHEREAS**, the City has heretofore approved the platting of various streets and alleys within the City of Villa Grove, Illinois, including North Richman Street, which has a width of 60 feet; and

**WHEREAS**, Karen L. Button and Debralee D. Sotallaro, the owners of the properties abutting a portion of North Richman Street which has never been used for or improved for public street purposes, have requested that such portion of North Richman Street be vacated, pursuant to Illinois Compiled Statutes, Chapter 65, Section 5/11-91-1, et seq.; and

**WHEREAS**, the City Council of the City of Villa Grove, pursuant to the Statutes of the State of Illinois, may vacate a street or alley, or part thereof, by Ordinance, if it determines that the public interest is subserved by vacating the street or alley, or part thereof; and

**WHEREAS**, the City of Villa Grove Planning Commission has held a properly noticed public hearing regarding said vacation of North Richman Street as required by State Statute of the State of Illinois; and

**WHEREAS**, the City Council of the City of Villa Grove finds that, by vacating North Richman Street, the relief to the public from the burden and responsibility of maintaining North Richman Street constitutes a public use and subserves the public interest; and

**WHEREAS**, the affected utility companies have been contacted regarding the relocation and/or abandonment of their utilities with the reservation of all necessary utility easements.

**NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL, CITY OF VILLA GROVE, DOUGLAS COUNTY, ILLINOIS, as follows:**

SECTION 1: The requested vacation will subserve the public interest.

SECTION 2: The portion of North Richman Street in the City of Villa Grove commencing at the southwest corner of Lot 4 in Block 1 of Fry and Hessler Addition as well as the southeast corner of Lot 12 in Block 1 of Hessler and Erwins 1st Addition (approximately the intersection of North Richman Street and County Road Highway 6) and extending north one hundred twenty-four (124) feet is hereby vacated upon the terms and conditions set forth in this Ordinance.

SECTION 3: The City of Villa Grove reserves unto itself, and to all public utilities having facilities in said street, such right-of-ways and easements as are necessary or desirable for continuing public services by means of these facilities and for the maintenance, renewal or construction thereof, including potable water mains and sanitary sewers, and provided that the owner shall not construct or permit to be constructed thereon any improvements, structures or obstructions that will interfere with the construction, reconstruction, maintenance and operation of said public utilities thereunder; and together will full rights of ingress and egress thereto for the purposes set forth therein.

SECTION 4: Title to the portion of the sixty (60) foot wide street vacated hereby shall vest equally in the abutting land owners, reportedly Karen L. Button and Debralee D. Sotallaro, on the east and west sides respectively of the vacated street as foresaid, in accordance with Illinois Law.

SECTION 5: Said owners shall furnish or reimburse the City for the cost of preparation of a Vacation Plat, if such a Vacation Plat is required, as well as any document recording fees by the Douglas County Clerk and Recorder's Office.

SECTION 6: All code provisions, ordinances, resolutions and order, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

SECTION 7: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law, and shall be published in pamphlet form pursuant to law.

PRESENTED, PASSED, APPROVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VILLA GROVE, ILLINOIS, at its regular meeting on this eighth day of May, A.D., 2017, by a roll call vote as follows:

Griffith, Darrel M. yea

Harbin, Terrance L. ~~yea~~

Hunt, Ronald H. yea

Leon, Michael S. yea

Nelson, Sarintha A. yea


Stipp, Robert L. yea

Wright, Darren R. yea

APPROVED:

  
TERRANCE L. HARBIN  
Mayor

ATTEST:

  
MICHELLE L. OSBORNE  
City Clerk

SEAL

