

ORDINANCE NO. 96-5

**AN ORDINANCE VACATING A PART OF ONKEN AVENUE IN THE
VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS**

WHEREAS, the Board of Trustees of the Village of Chapin, Morgan County, Illinois, after due consideration and deliberation, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of the part of Onken Avenue described herein; and

WHEREAS, the part of Onken Avenue described below is located within an incorporated area of the Village of Chapin and within the jurisdiction of the Board of Trustees of said Village; and

WHEREAS, the Board of Trustees of the Village of Chapin has authority to vacate public streets, or parts thereof, pursuant to Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1, 1994) and to require the abutting owner(s) to pay compensation for the benefit received;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS:

Section 1. VACATION: That all that part of Onken Avenue described as follows:

Beginning at the Northeast corner of Lot Twelve (12) in John Onken's Addition to the Village of Chapin, Morgan County, Illinois; thence extending East ten (10) feet; thence South one hundred fifty four feet (154) feet parallel with the East line of said Lot 12; thence West ten (10) feet along the North line of Superior Avenue to the Southeast corner of Lot Twelve (12) in John Onken's Addition to the Village of Chapin; thence North one hundred fifty four (154) feet along the East line of said Lot 12 to the point of beginning.

is no longer required for public use and is hereby vacated and closed to public use.

Section 2. OWNERSHIP: Ownership of the vacated part of the street shall inure to the benefit of the present owner(s) of the property abutting the vacated part of the street.

Section 3. COMPENSATION: This Ordinance shall not become effect until the owner(s) of the property abutting upon the part of Onken Alley being vacated pays compensation to the Village in the amount of \$1,155.00, which amount the corporate authorities hereby determine to be equal to the benefit which shall accrue to said owner(s).

Section 4. RECORDING: Upon receipt of the compensation stated in Section 3 hereof, the Village Clerk is hereby directed to file a certified copy of this Ordinance with the Recorder of Deeds for Morgan County, Illinois.

Section 5. EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage and approval by three-fourths of the Trustees of the Village of Chapin, then holding office.

PASSED at a reconvened meeting of the Board of Trustees this 11th day of Sept, 1996.

AYES: 4

NAYS: _____

ABSENT: _____

Shirley C. Gorman
VILLAGE CLERK

APPROVED this 11th day of Sept, 1996.

Robert L. Davis
VILLAGE PRESIDENT