

**ORDINANCE NO. 2016-9-9\_\_\_\_\_**

**AN ORDINANCE VACATING A PUBLIC WAY**

WHEREAS, John F. Swiech and Thelma M. Swiech, and Kenneth M. Kingery, Sr. and Ursula M. Kingery, and Tina M. James, and Laurie Tautz-Marx have filed a Petition with the City Clerk of the City of Mt. Carroll seeking the vacation of a certain public way, generally described as an alley running easterly and westerly between the south line of Lot 1 in Block 4 and the north lot line of Lot 2 in Block 4, both in Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, according to the Plat thereof recorded October 7, 1890 in Plat Book 1 on page 202, and further described as an alley 20 feet north to south with the westerly boundary being the easterly right of way line of Carroll Avenue, the northerly boundary being the south line of Lot 1 in Block 4 in the said Turnbaugh's Addition, the southerly boundary being the north line of Lot 2 in Block 4 in said Turnbaugh's Addition, and the easterly boundary being the westerly boundary of Block 4 in Etta J. Smith's First Addition to the City of Mt. Carroll, Carroll County, Illinois; and

WHEREAS, the adjacent property owners to the public right of way sought to be vacated by this Ordinance are as follows: John F. Swiech and Thelma M. Swiech, the record title holders of the West 66 feet of Lot 1 in Block 4 of Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, which bears parcel identification number 05-08-12-202-009 and bears the common street address of 502 South Carroll Street, Mt. Carroll, Carroll County, Illinois; and Kenneth M. Kingery, Sr. and Ursula M. Kingery, the record title holders of Lot 2, except the easterly 12 feet thereof, of Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, and bearing parcel identification number 05-08-12-202-008 and bearing the common street address of 305 Cole Avenue, Mt. Carroll, Illinois; and Tina M. James, now known as Tina M. McNutt, the record title holder of Lot 1, except the westerly 66 feet thereof in Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, and bearing parcel identification number 05-08-12-203-003, and bearing the common street address of 501 Lester Street, Mt. Carroll, Carroll County, Illinois; and Lauri Tautz-Marx, the record title holder of Lot 1 and the southerly 5 feet of Lot 2 in Block 4 of Etta J. Smith's First Addition to the City of Mt. Carroll, and the easterly 12 feet of Lot 2 in Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, bearing parcel identification number 05-08-12-203-004 and bearing the common street address of 507 Lester Street, Mt. Carroll, Carroll County, Illinois; and

WHEREAS, the public way is not improved and not used by the public and that the public interest will be subserved by the vacating of the aforesaid public way, and that it is in the best interests of the public and of the City of Mt. Carroll that the petition for vacation be granted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MT. CARROLL, ILLINOIS, that the following described public way be and hereby is vacated, to wit: a public way, to wit: an alley located within Block 4 of Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois with the westerly boundary of said public way being the easterly right of way of Carroll Avenue;

the northerly boundary thereof being the south line of Lot 1 in Block 4 in said Turnbaugh's subdivision; that the south boundary be the north line of Lot 2 in Block 4 of Turnbaugh's subdivision; and the easterly boundary being the westerly line of Block 4 in Etta J. Smith's First Addition to the City of Mt. Carroll, Carroll County, Illinois. That the parcels acquiring title to the vacated property are the adjacent owners John F. Swiech and Thelma M. Swiech, the record title holders are of property holders of the property described as the West 66 feet of Lot 1 in Block 4 of Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, which bears parcel identification number 05-08-12-202-009 and bears the common street address of 502 South Carroll Street, Mt. Carroll, Carroll County, Illinois; and Kenneth M. Kingery, Sr. and Ursula M. Kingery, the record title holders of Lot 2, except the easterly 12 feet thereof, of Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, and bearing parcel identification number 05-08-12-202-008 and bearing the common street address of 305 Cole Avenue, Mt. Carroll, Illinois; and Tina M. James, now known as Tina M. McNutt, the record title holder of Lot 1, except the westerly 66 feet thereof in Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, Carroll County, Illinois, and bearing parcel identification number 05-08-12-203-003, and bearing the common street address of 501 Lester Street, Mt. Carroll, Carroll County, Illinois; and Lauri Tautz-Marx, the record title holder of Lot 1 and the southerly 5 feet of Lot 2 in Block 4 of Etta J. Smith's First Addition to the City of Mt. Carroll, and the easterly 12 feet of Lot 2 in Block 4 in Turnbaugh's Addition to the City of Mt. Carroll, bearing parcel identification number 05-08-12-203-004 and bearing the common street address of 507 Lester Street, Mt. Carroll, Carroll County, Illinois. Further, that the vacated property shall be divided from the center line of said vacated property to the adjacent property owners current property line.

Further, that no compensation from the adjacent property owners here and before described shall be paid to the City of Mt. Carroll, Illinois. Further, that any and all public utilities are reserved to the municipality or to the public utilities owning such facilities which are necessary or desirable for continuing public service by means of those facilities, and for the maintenance, renewal, and reconstruction thereof.

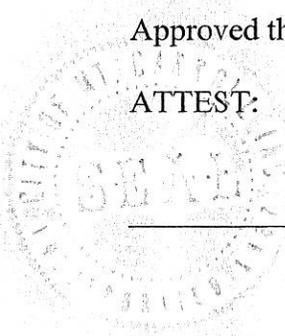
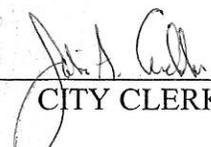
The City Clerk is hereby authorized and directed to record a certified copy of this Ordinance with the Carroll County, Illinois Clerk and Recorder, along with a map showing the property hereby vacated.

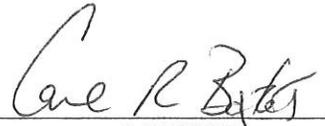
That this ordinance shall be in full force and effect from and after its passage, and approval, and publication as required by law.

Passed this 27th day of September, 2016.

Approved this 27th day of September, 2016.

ATTEST:

  
  
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CITY CLERK

  
\_\_\_\_\_  
MAYOR

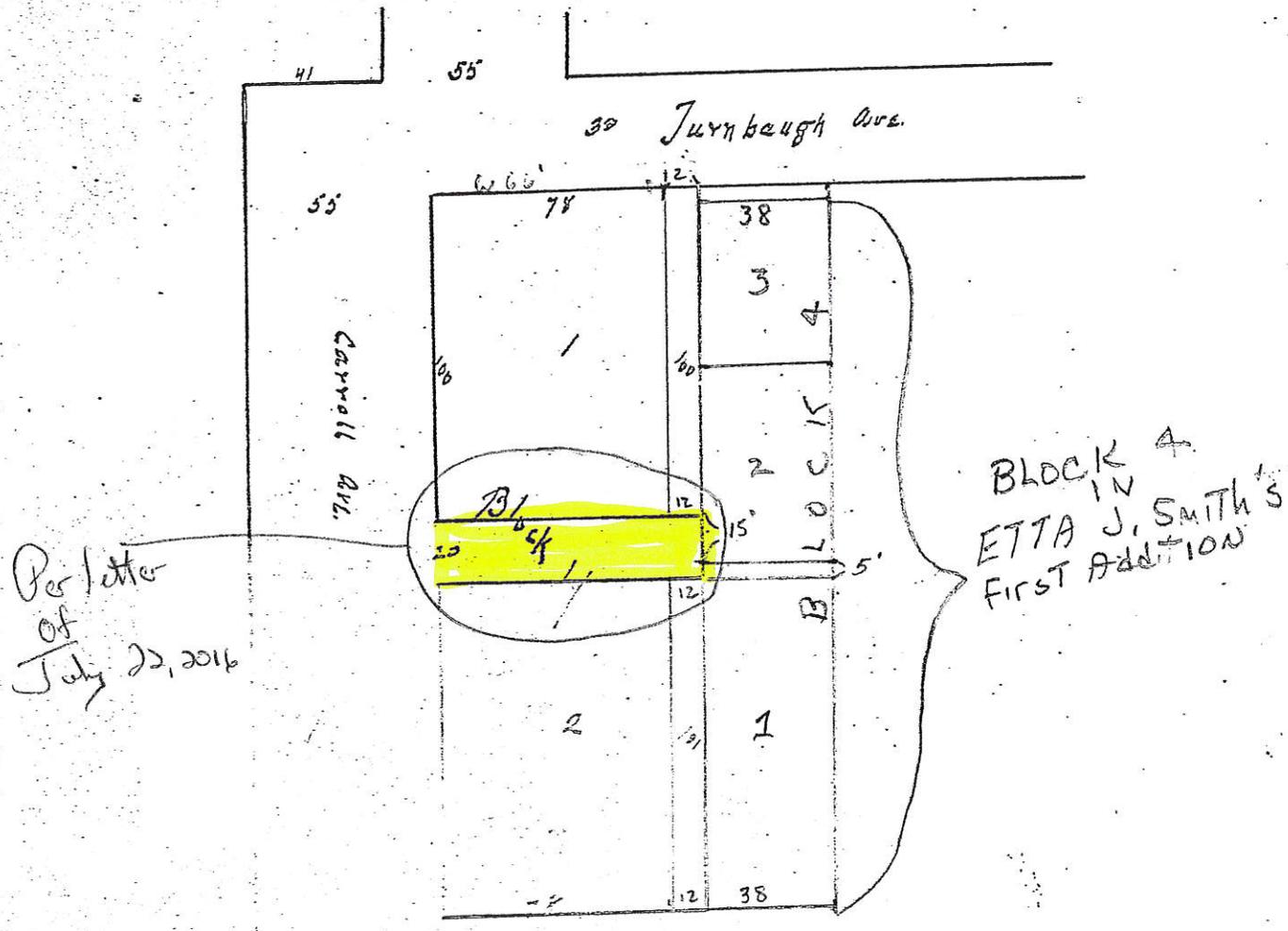
... FIVE O'CLOCK P. M.

... TO LOTS TWO (2) AND THREE (3)  
... SAID LOT TWO (2)), IN BLOCK FOUR  
... ION TO THE CITY OF MT. CARROLL;  
... CITY OF MT. CARROLL, COUNTY OF CARROLL AND STATE

FROM THE TWENTY-FIRST DAY OF AUGUST,  
A. D., 1901, AT SIX O'CLOCK P. M.,  
TO THE TWENTY-SECOND DAY OF FEBRUARY,  
A. D., 1924, AT FIVE O'CLOCK P. M.

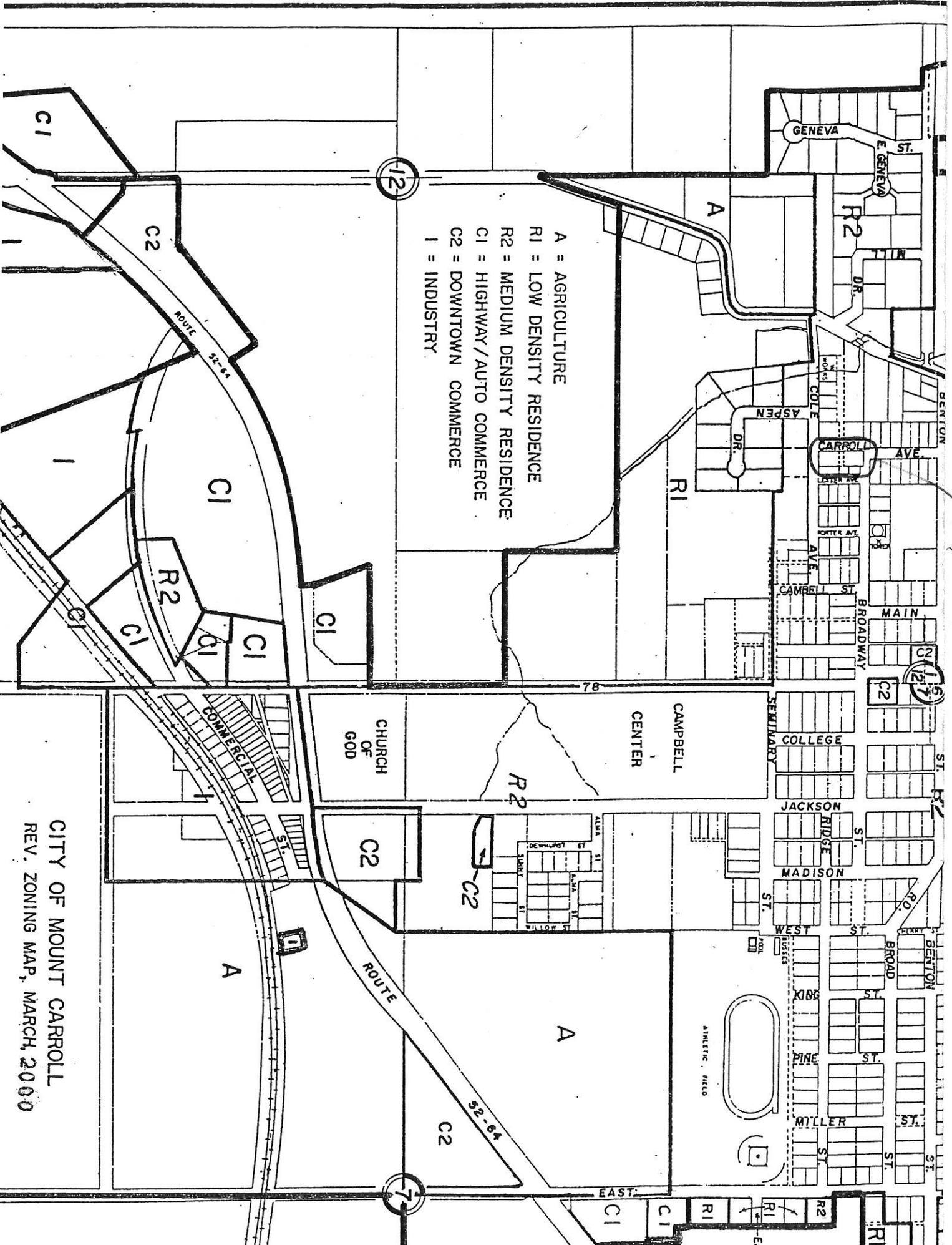
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PLAN OF JOSEPH TURNBAUGH'S ADDITION TO THE CITY OF MOUNT CARROLL.



Ally Location

- A = AGRICULTURE
- R1 = LOW DENSITY RESIDENCE
- R2 = MEDIUM DENSITY RESIDENCE
- C1 = HIGHWAY/AUTO COMMERCE
- C2 = DOWNTOWN COMMERCE
- I = INDUSTRY



CITY OF MOUNT CARROLL  
REV. ZONING MAP, MARCH, 2000