

## PUBLIC STREET OPENING

WHEREAS, the City of Chicago ("City") is a home rule unit of local government pursuant to Article VII, Section 6 (a) of the 1970 constitution of the State of Illinois and, as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the City can enhance public access by opening to traffic new rights of way, or widening existing rights of way, from adjacent publicly owned lots; and

WHEREAS the City, by and through its Department of Transportation, seeks to widen a section of W. Leland Avenue between N. Western Avenue and N. Lincoln Avenue through the Division of Project Development's Livable Streets Program (the "Program"); and

WHEREAS, the Program seeks to support its Lincoln Square Brown Line Area Improvements Project by constructing a public plaza for commuter gathering; now therefore,

### **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:**

#### **SECTION 1.** The opening of public right of way described as:

LOTS 86, 87, AND 88 (EXCEPT THAT PART TAKEN FOR WIDENING N. WESTERN AVENUE BY ORDINANCE PASSED APRIL 1, 1925 AND RECORDED SEPTEMBER 28, 1931) IN P.J. SEXTON'S ADDITION TO CHICAGO, ACCORDING TO THE PLAT RECORDED OCTOBER 20, 1891 AS DOCUMENT NUMBER 1560367, BEING A SUBDIVISION OF THAT PART OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4, LYING WEST OF LINCOLN AVENUE, IN SECTION 18, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, SAID PARCEL CONTAINING 7,785 SQUARE FEET OR 0.179 ACRES, MORE OR LESS.

TOGETHER WITH: THAT PART OF LOTS 101 AND 102 IN P.J. SEXTON'S ADDITION TO CHICAGO; LYING SOUTH OF AND ADJOINING THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 101, SAID POINT BEING 9.83 FEET NORTH FROM THE SOUTHEAST CORNER THEREOF, AS MEASURED ALONG SAID EAST LINE; THENCE NORTHWESTERLY TO A POINT ON THE EAST LINE OF N. WESTERN AVENUE AS WIDENED, SAID POINT BEING ON SAID LINE LYING 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION, SAID POINT BEING 31.04 FEET NORTH OF THE SOUTH LINE OF SAID LOT 101 AND IN LOT 102, AS MEASURED ALONG SAID LINE LYING 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION, SAID POINT BEING THE POINT OF TERMINUS, IN COOK COUNTY, ILLINOIS, SAID PARCEL CONTAINING 2,663 SQUARE FEET OR 0.061 ACRES, MORE OR LESS, WITH THE TOTAL AREA OF ALL SAID PARCELS DESCRIBED BEING 10,448 SQUARE FEET OR 0.240 ACRES, MORE OR LESS, as shaded and legally described by the words "**HEREBY OPENED**" on the Plat hereto attached as **EXHIBIT A**, which plat for

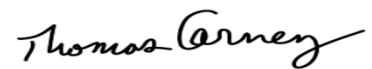
greater certainty, is hereby made a part of this ordinance, be and the same is hereby opened to public use as the same is intended for public benefit and the public interest will be subserved by such opening.

**SECTION 2.** The Program acknowledges that while no public mains or sewers exist within the boundaries of the areas herein opened, limited sewers that have not yet been Page 2 accepted by the Department of Water Management do exist. If said structures are to be altered or abandoned, such work must be coordinated with the Department of Water Management (DWM) Sewer Section, with the abandonment plans reviewed, approved and permitted by the DWM prior to work. The Program understands that it is responsible for providing proper grading and drainage on the areas herein opened, at its sole expense. Acceptance of new sewers is contingent upon submittal of as-built drawings, and physical and videotape inspection provided by the Program provided to the Department of Water Management within 30 days of completion. All sewer work requires permit of a Licensed Drainlayer as secured through the Department of Buildings-Sewer Permit Section.

**SECTION 3.** The openings herein provided for are made upon the express condition that within one hundred eighty (180) days after the passage of this ordinance, the Program shall file or cause to be filed for recordation with the Office of the Cook County Clerk/ Recordings Division, Illinois a fully stamp-approved, certified copy of this ordinance, together with the similarly approved associated full sized plat as authorized by the Superintendent of Maps and Plats.

**SECTION 4.** This ordinance shall take effect and be in force from and after its passage and publication. The openings shall take effect upon the recording of the published ordinance and approved plat.

Opening Approved:



Thomas Carney  
Commissioner, Department of Transportation

Introduced By:



Honorable Matthew Martin  
Alderman, 47th Ward