I, RUTH A. SCOTT, am the duly qualified and appointed Executive Assistant of the City of DeKalb, DeKalb County, Illinois, as authorized by Local Ordinance 2019-059, and as such Executive Assistant, I maintain and am safe-keeper of the records and files of the Mayor and City Council of said City.

I do hereby certify that the attached hereto is a true and correct copy of:

ORDINANCE 2020-027

VACATING A CERTAIN PORTION OF CREGO ROAD IN THE CITY OF DEKALB, ILLINOIS (PROJECT VENTUS).

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois, on the 27th day of April 2020.

WITNESS my hand and the official seal of said City this 28th day of April 2020.

RUTH A. SCOTT, Executive Assistant

Prepared by and return to:
City of DeKalb
City Manager's Office
Attention: Ruth A. Scott
200 S. Fourth Street
DeKalb, Illinois 60115
ORDINANCE 2020-027

VACATING A CERTAIN PORTION OF CREGO ROAD IN THE CITY OF
DEKALB, ILLINOIS (PROJECT VENTUS).

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

WHEREAS, Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1) provides
that whenever the City's corporate authorities determine that the public interest will be
served by vacating any street or alley, or part thereof, within their jurisdiction in any
incorporated area, they may vacate that street or alley, or part thereof, by an ordinance
and determine that the owner of property abutting upon the street or alley, or part thereof
so vacated, shall acquire title to the entire vacated street or alley, or part thereof vacated,
and

WHEREAS, the City's corporate authorities find that it is in the public interest and
promotes the public health, safety, and welfare to vacate a certain portion of Crego Road
as legally described in the attached hereto and incorporated herein Exhibit A (the
"Property") and as further depicted in the Plat of Vacation attached hereto and
incorporated herein as Exhibit B (the "Plat of Vacation"); and

WHEREAS, Ventus Tech Services LLC (the "Owner") is the owner of all property abutting
upon the Property; and

WHEREAS, the City's corporate authorities find that: (1) the relief to the public from the
further burden and responsibility of maintaining the Property constitutes a public use and
the fair market value of the Property; and, (2) the Owner shall acquire title to the Property
upon its vacation; and

WHEREAS, proper notice of the hearing to vacate the Property in the form attached
hereto and incorporated herein as Exhibit C (the "Notice of Hearing") and the hearing
thereon has been provided pursuant to 65 ILCS 5/11-91-1; and

WHEREAS, on April 27, 2020, the City Council held a public hearing on the vacation of
the Property prior to the consideration of this Ordinance; and

WHEREAS, the City's corporate authorities approved the annexation of the Property prior
to the consideration of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of
DeKalb, DeKalb County, Illinois, as follows:

SECTION 1: The foregoing recitals are true, material, adopted and incorporated into this
Ordinance as if they were fully set forth in this Section 1.
SECTION 2. The City’s corporate authorities, by the affirmative vote of at least three-fourths of those then holding office, approve of the vacation of the Property legally described in Exhibit A to this Ordinance and the Plat of Vacation attached hereto and incorporated herein as Exhibit B to this Ordinance, and hereby authorize the Mayor and City Clerk to execute and attest the Plat of Vacation.

SECTION 3. The City’s corporate authorities approve and direct that, upon vacation of the Property, title to the Property shall vest in Ventus Tech Services LLC, who is the owner of property abutting the Property located at PIN 11-01-100-001 and PIN 11-02-200-001.

SECTION 4. The City’s corporate authorities authorize and direct the Mayor, City Attorney and City Manager to execute a deed, closing statements and all other documentation which may be required for the sale, conveyance and recording of the Property upon its vacation.

SECTION 5. This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the City of DeKalb that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, that this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 6. As a result of the need to timely record this Ordinance and the Plat of Vacation approved herein, the City's corporate authorities find and determine that this Ordinance shall be effective immediately upon its passage and approval and shall subsequently be published in pamphlet form.

ADOPTED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a Regular meeting thereof held on the 27th day of April 2020 and approved by me as Mayor on the same day.

ATTEST:

RUTH A. SCOTT
Executive Assistant

JERRY SMITH, Mayor

CITY OF DEKALB
STATE OF ILLINOIS
EXHIBIT A
(Legal Description)

THAT PART OF THE NORTHWEST QUARTER OF SECTION 1 AND THAT PART OF THE NORTHEAST QUARTER OF SECTION 2, ALL IN TOWNSHIP 39 NORTH, RANGE 4 EAST, OF THE THIRD PRINCIPAL MERIDIAN, LOCATED IN DEKALB COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE SOUTH 89 DEGREES 57 MINUTES 05 SECONDS WEST (BASE OF BEARINGS - ILLINOIS STATE PLANE COORDINATES, EAST ZONE (NAD83)) ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 A DISTANCE OF 33.00 FEET TO A POINT LYING 33 FEET WESTERLY OF (MEASURED PERPENDICULAR TO) THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE NORTH 00 DEGREES 31 MINUTES 24 SECONDS EAST PARALLEL WITH AND 33 FEET WESTERLY OF (MEASURED PERPENDICULAR TO) THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 A DISTANCE OF 2,579.72 FEET TO A POINT LYING 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE SOUTH 89 DEGREES 46 MINUTES 03 SECONDS EAST PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 AND PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 42.52 FEET TO A BEND POINT; THENCE SOUTH 89 DEGREES 42 MINUTES 19 SECONDS EAST PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 23.48 FEET TO A POINT LYING 33 FEET EASTERLY OF (MEASURED PERPENDICULAR TO) THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE SOUTH 00 DEGREES 31 MINUTES 24 SECONDS WEST PARALLEL WITH AND 33 FEET EASTERLY OF (MEASURED PERPENDICULAR TO) THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 2,579.66 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE NORTH 89 DEGREES 32 MINUTES 16 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING, CONTAINING 3.909 ACRES, MORE OR LESS.
EXHIBIT B
(Plat of Vacation)
EXHIBIT C
(Notice of Hearing)
EXHIBIT C

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on April 27, 2020, at 6:00 PM, at the DeKalb Municipal Building, 200 S. 4th Street, DeKalb, Illinois, a hearing will be held by the Mayor and City Council of the City of DeKalb to consider the proposed vacation of a portion of Crego Road located south of Gurler Road and as described below:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 1 AND THAT PART OF THE NORTHEAST QUARTER OF SECTION 2, ALL IN TOWNSHIP 39 NORTH, RANGE 4 EAST, OF THE THIRD PRINCIPAL MERIDIAN, LOCATED IN DEKALB COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE SOUTH 89 DEGREES 57 MINUTES 05 SECONDS WEST (BASIS OF Bearings - ILLINOIS STATE PLANE COORDINATES, EAST ZONE (NAD83)) ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 A DISTANCE OF 33.00 FEET TO A POINT LYING 33 FEET WESTERLY OF (MEASURED PERPENDICULAR TO) THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE NORTH 00 DEGREES 31 MINUTES 24 SECONDS EAST PARALLEL WITH AND 33 FEET WESTERLY OF (MEASURED PERPENDICULAR TO) THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 A DISTANCE OF 2,579.72 FEET TO A POINT LYING 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE SOUTH 89 DEGREES 46 MINUTES 03 SECONDS EAST PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2 AND PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 42.52 FEET TO A BEND POINT; THENCE SOUTH 89 DEGREES 42 MINUTES 19 SECONDS EAST PARALLEL WITH AND 50 FEET SOUTHERLY OF (MEASURED PERPENDICULAR TO) THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 23.48 FEET TO A POINT LYING 33 FEET EASTERLY OF (MEASURED PERPENDICULAR TO) THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE SOUTH 00 DEGREES 31 MINUTES 24 SECONDS WEST PARALLEL WITH AND 33 FEET EASTERLY OF (MEASURED PERPENDICULAR TO) THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 2,579.66 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE NORTH 89 DEGREES 32 MINUTES 16 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1 A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING, CONTAINING 3.909 ACRES, MORE OR LESS.

All interested parties will be heard on the proposed vacation and are invited to appear at the time and place listed above. Interested parties are also encouraged to submit written comments on the proposal to the City of DeKalb, 200 South Fourth Street, DeKalb, Illinois, 60115 or the Online Public Comment Submission Form at https://www.cityofdekab.com/FormCenter. Further information regarding the petition is also available from the Community Development Department at (815) 748-2070 or on the City of DeKalb’s web page at https://www.cityofdekab.com/1103/Public-Hearings.

Ruth Scott, Executive Assistant