ORDINANCE 2014-022  Passed: July 14, 2014

APPROVING A PRELIMINARY AND FINAL PLAN FOR THE DEKALB PUBLIC LIBRARY CAMPUS AND VACATING A PORTION OF DEDICATED RIGHT OF WAY FOR NORTH THIRD STREET, LOCATED ON THE NORTH SIDE OF OAK STREET.

WHEREAS, the DeKalb Public Library has submitted a preliminary and final plan for the Library Campus; and,

WHEREAS, the preliminary and final plans of development have been reviewed by the DeKalb Planning and Zoning Commission and received its approval on June 11, 2014, by a vote of 6-0-1 (Atherton absent) indicating that the plans comply with the Unified Development Ordinance for a preliminary and final plan of the proposed development; and,

WHEREAS, the City of DeKalb has a portion of public right of way known as North Third Street, located between Oak Street and Pine Street, and is desirous that the right of way be vacated; and,

WHEREAS, the right of way is not used for street or underground utility purposes; and,

WHEREAS, a public hearing has been held on the proposed vacation on November 14, 2011, after sufficient notice given; and,

WHEREAS, it is in the best interests of the City to vacate this portion of the North Third Street right of way; and,

WHEREAS, the Applicant has agreed to comply with all conditions of approval as set forth by the Planning and Zoning Commission; now,

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL of the City of DeKalb, Illinois as follows:

Section 1. That the preliminary and final plans for the DeKalb Public Library, copies of which are attached hereto as Exhibits "A" and "B", respectively, are approved, subject to the following condition:

1. The Final Plan shall be revised to address all remaining items identified by the City’s Engineering Division, DeKalb Sanitary District and the DeKalb Fire Department in their review memorandums, to the satisfaction of the City Manager or designee.

Section 2. That the portion of dedicated right of way for North Third Street, as legally described and depicted in the attached Plat of Vacation, labeled Exhibit "C" and made a part of this Ordinance, shall be vacated upon approval of the Final Plans as contemplated above.
Section 3. That the Mayor and City Clerk of the City of DeKalb are hereby authorized to execute and record all documents necessary to legally and properly vacate said right of way (upon satisfaction of the above-described condition precedent).

Section 4. All other provisions of the Unified Development Ordinance shall remain in full force and effect and this Ordinance shall take effect upon its passage and approval according to Law.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 14th day of July, 2014 and approved by me as Mayor on the same day. First and second reading on July 14, 2014. Passed via roll call vote of 8-0. Aye: Jacobson, Finucane, Lash, Snow, Naylor, Baker, O'Leary, Rey.

ATTEST:

ELIZABETH E. PEERBOOM, City Clerk

JOHN A. REY, Mayor
STATE OF ILLINOIS 
COUNTY OF DEKALB ) SS
CITY OF DEKALB 

I, DIANE K. WRIGHT, do hereby certify that I am the Deputy City Clerk of the City of DeKalb, DeKalb County, Illinois, and as such officer I am the keeper of the records and files of the City Council of said City.

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

ORDINANCE 2014-022

APPROVING A PRELIMINARY AND FINAL PLAN FOR THE DEKALB PUBLIC LIBRARY CAMPUS AND VACATING A PORTION OF DEDICATED RIGHT OF WAY FOR NORTH THIRD STREET, LOCATED ON THE NORTH SIDE OF OAK STREET.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 14th of June, 2014.

WITNESS my hand and the official seal of said City this 28th day of Jul, 2014.

DIANE K. WRIGHT, Deputy City Clerk

Prepared by:
City Clerk
City of DeKalb
200 South Fourth Street
DeKalb, Illinois 60115
I, DIANE K. WRIGHT, do hereby certify that I am the Deputy City Clerk of the City of DeKalb, DeKalb County, Illinois, and as such officer I am the keeper of the records and files of the City Council of said City.

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

ORDINANCE 2014-022

APPROVING A PRELIMINARY AND FINAL PLAN FOR THE DEKALB PUBLIC LIBRARY CAMPUS AND VACATING A PORTION OF DEDICATED RIGHT OF WAY FOR NORTH THIRD STREET, LOCATED ON THE NORTH SIDE OF OAK STREET.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 14th of June, 2014.

WITNESS my hand and the official seal of said City this 26th day of Jul, 2014.

DIANE K. WRIGHT, Deputy City Clerk

Prepared by:
City Clerk
City of DeKalb
200 South Fourth Street
DeKalb, Illinois 60115

"Keep in File"
Plat Cabinet 10
Slide 126C
ORDINANCE 2014-022    Passed: July 14, 2014

APPROVING A PRELIMINARY AND FINAL PLAN FOR THE DEKALB PUBLIC LIBRARY
CAMPUS AND VACATING A PORTION OF DEDICATED RIGHT OF WAY FOR NORTH
THIRD STREET, LOCATED ON THE NORTH SIDE OF OAK STREET.

WHEREAS, the DeKalb Public Library has submitted a preliminary and final plan for the
Library Campus; and,

WHEREAS, the preliminary and final plans of development have been reviewed by the DeKalb
Planning and Zoning Commission and received its approval on June 11, 2014, by a vote of 6-0-1
(Atherton absent) indicating that the plans comply with the Unified Development Ordinance for
a preliminary and final plan of the proposed development; and,

WHEREAS, the City of DeKalb has a portion of public right of way known as North Third
Street, located between Oak Street and Pine Street, and is desirous that the right of way be
vacated; and,

WHEREAS, the right of way is not used for street or underground utility purposes; and,

WHEREAS, a public hearing has been held on the proposed vacation on November 14, 2011,
after sufficient notice given; and,

WHEREAS, it is in the best interests of the City to vacate this portion of the North Third Street
right of way; and,

WHEREAS, the Applicant has agreed to comply with all conditions of approval as set forth by
the Planning and Zoning Commission; now,

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL of the City of DeKalb,
Illinois as follows:

Section 1. That the preliminary and final plans for the DeKalb Public Library, copies of which
are attached hereto as Exhibits "A" and "B", respectively, are approved, subject to the following
condition:

1. The Final Plan shall be revised to address all remaining items identified by the City's
Engineering Division, DeKalb Sanitary District and the DeKalb Fire Department in their
review memorandums, to the satisfaction of the City Manager or designee.

Section 2. That the portion of dedicated right of way for North Third Street, as legally described
and depicted in the attached Plat of Vacation, labeled Exhibit "C" and made a part of this
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Section 3. That the Mayor and City Clerk of the City of DeKalb are hereby authorized to execute and record all documents necessary to legally and properly vacate said right of way (upon satisfaction of the above-described condition precedent).

Section 4. All other provisions of the Unified Development Ordinance shall remain in full force and effect and this Ordinance shall take effect upon its passage and approval according to Law.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 14th day of July, 2014 and approved by me as Mayor on the same day. First and second reading on July 14, 2014. Passed via roll call vote of 8-0. Aye: Jacobson, Finucane, Lash, Snow, Naylor, Baker, O’Leary, Rey.

ATTEST:

Elizabeth E. Peerboom, City Clerk

John A. Rey, Mayor
PLAT OF VACATION

DESCRIPTION OF PROPERTY HEREBY VACATED:

THAT PART OF THIRD STREET LAYING NORTHERLY OF THE NORTH LINE OF OAK STREET AND SOUTHERLY OF THE WESTERN EXTENSION OF THE NORTH LINE OF LOT 4 IN BLOCK 3 OF HUNTLEY'S ADDITION, ALL IN THE CITY OF DEKALB, DEKALB COUNTY, ILLINOIS.

SCALE: 1"=50'

STATE OF ILLINOIS
COUNTY OF DEKALB

THIS IS TO CERTIFY THAT I HAVE PREPARED THE ATTACHED PLAT FOR THE PURPOSE OF EVIDENCING THE PORTION OF LAND VACATED BY ORDNANCE NO. 684-022, ON THIS 14TH DAY OF JULY, 2014.

Exhibit "C"

FOR: CITY OF DEKALB
JOB NO. WFS 12118/WAC

I, Shawn R. Van Kampen, Illinois Professional Land Surveyor No. 2710, hereby certify that the attached plat is a true and correct representation of the parcel of land described above.

Prepared by
Shawn R. Van Kampen
Illinois Professional Land Surveyor No. 2710

201406776 6/6