



ORDINANCE NO. 970

**AN ORDINANCE VACATING THE EAST-WEST ALLEY
LOCATED BETWEEN LOTS 36 AND 43 IN PORTER'S ADDITION
TO THE VILLAGE OF MACKINAW, TAZEWELL COUNTY,
ILLINOIS**

Published in pamphlet form by authority of the Village President and
Board of Trustees of the Village of Mackinaw.

AUGUST 14, 2018

STATE OF ILLINOIS)
COUNTY OF TAZEWELL) SS
VILLAGE OF MACKINAW)

CERTIFICATE OF ORDINANCE

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the "Issuer"), and as such official I am the keeper of the records and files of its President and Board of Trustees (the "Corporate Authorities").

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the **13TH day of AUGUST 2018**, insofar as same relates to the adoption of **Ordinance No. 970**, entitled:

AN ORDINANCE VACATING THE EAST-WEST ALLEY LOCATED BETWEEN LOTS 36 AND 43 IN PORTER'S ADDITION TO THE VILLAGE OF MACKINAW, TAZEWELL COUNTY, ILLINOIS

A true, correct and complete copy of which ordinance (the "Preliminary Ordinance" or "Ordinance") as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of **Ordinance No. 970**, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on **AUGUST 14, 2018** and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by **FOUR** members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 24TH DAY OF AUGUST, 2018.



Village Clerk

ORDINANCE NO. 970

AN ORDINANCE VACATING THE EAST-WEST ALLEY LOCATED BETWEEN LOTS 36 AND 43 IN PORTER'S ADDITION TO THE VILLAGE OF MACKINAW, TAZEWELL COUNTY, ILLINOIS

WHEREAS, a certain East-West alley was dedicated between lots 36 and 43 in Porter's Addition to the Village of Mackinaw, Tazewell County, Illinois and

WHEREAS, the Board of Trustees of the Village of Mackinaw hereby determines that the public interest will be served by vacating said alley.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW, TAZEWELL COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The East-West alley lying between lots 36 and 43 in Porter's Addition to the Village of Mackinaw, Tazewell County, Illinois, is hereby vacated, subject to the conditions and restrictions of this Ordinance.

SECTION 2: The vacated alley shall be subject to all existing easements, both recorded and unrecorded. Further, the Village of Mackinaw hereby reserves unto itself the right to install, maintain and repair any sanitary sewers, storm sewers and water mains in the vacated alley. The Village of Mackinaw shall not be responsible to repair or replace the surface of the street or alley in the event that it exercises its right of maintenance and repair. **No improvements shall be constructed on the property that is vacated including but not limited to fences or other enclosures. If any such improvements are constructed the Village shall not be responsible to repair or replace any such improvements that are constructed. The easement that is retained by the Village is for the entire portion of the property that is vacated by this Ordinance.**

SECTION 3: The particular parcels of property acquiring title to the vacated property are as follows:


- A. Title to the East one half of the vacated alley shall pass to the owner of that particular parcel assigned P.I.N. 13-13-17-317-004
- B. Title to the West one half of the vacated alley shall pass to the owner of that particular parcel assigned P.I.N. 13-13-17-317-003

SECTION 4: This Ordinance shall be effective upon passage and publication as required by law.

SECTION 5: The Village Clerk shall cause this Ordinance to be recorded at the Recorder's Office of Tazewell County.

PASSED by the President and Board of Trustees of the Village of Mackinaw, Tazewell County, Illinois, this 13th day of August, 2018, by at least 3/4 of the Trustees then holding office.


Craig Friend, Village President

ATTEST:

Lisa Spencer, Village Clerk

AYES: 4 including Village President

NAYS: _____

ABSENT: _____

Abstain: 1

Village President X AYE
_____ NAY