

ORDINANCE NO. 1068

AN ORDINANCE VACATING THAT PORTION OF THE EAST-WEST ALLEY THAT IS
LOCATED BETWEEN LOTS 4 AND 5 IN BLOCK 6 IN EAST ADDITION
TO THE ORIGINAL TOWN, NOW THE VILLAGE OF MACKINAW,
TAZEWELL COUNTY ILLINOIS

WHEREAS, When East Addition was dedicated to the Village of Mackinaw, Tazewell County, Illinois, a East-West alley was dedicated that is located between Lots 4 and 5 in Block 6 in East Addition to the Original Town, now Village of Mackinaw;

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: All that part of the East-West alley in Block 6 in East Addition to the Village of Mackinaw which lies between Lots 4 and 5 in Block 6 in East Addition 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. The North Half of the vacated alley that adjoins Lot 4 in Block 6 in East Addition to the Village of Mackinaw and all that portion of the vacated alley that is located between Lots 4 and 5 in Block 6 in East Addition to the Village of Mackinaw, shall pass to the owner of record of the south half of Lot 4 in Block 6 in East Addition to the Village of Mackinaw, who is Kenneth Cassidy and shall be added to Tax ID No. 13-13-17-123-001.

B. Title to the South half of the afore described vacated alley that adjoins Lot 5 in Block 6 in East Addition to the Original Town Now Village of Mackinaw, whose owners of record are James Gschwind and Shelly Gschwind and has the Tax ID No. 13-13-17-123-005, shall pass to Kenneth Cassidy and shall be added to Tax ID No. 13-13-17-123-001.

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

SECTION 5: The Village Attorney shall cause a certified copy of 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 January, 2025, by at least $\frac{3}{4}$ of the Trustees then holding office.



Joshua Schmidgall, Village President

ATTEST:



Lisa Spencer – Village Clerk


AYES:	<u>4</u>
NAYS:	<u>0</u>
ABSENT:	<u>2</u>

STATE OF ILLINOIS)
)ss.
TAZEWELL COUNTY)
)
VILLAGE OF MACKINAW)

CERTIFICATION

I, Lisa Spencer, Village Clerk of the Village of Mackinaw, Tazewell County, Illinois, do hereby certify that as such officer, I am the Clerk of the Board of Trustees of said Village, the keeper and custodian of the books, papers, records, reports, ordinances and minutes of the meetings of the Board of Trustees of said Village; and that the instrument attached hereto is a full, true and correct copy of the original Ordinance adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting thereof on the 13TH day of January 2025, approved by the Board, 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 13TH day of January 2025.



LISA SPENCER, Village Clerk
Village of Mackinaw
Tazewell County, Illinois

