

Prepared by:  
and mail to:  
Robert J. Long  
Village Attorney  
19 North County St.  
Waukegan, IL 60085

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**ORDINANCE NUMBER 2018 - O - 18**

**AN ORDINANCE VACATING PART OF A PUBLIC ALLEY  
LOCATED WEST OF CAVIN AVENUE AND NORTH OF MAIN STREET  
IN THE VILLAGE OF WINTHROP HARBOR**

**WHEREAS**, the corporate authorities of the Village of Winthrop Harbor received a petition from Janet and Ryann Bandovich, the owners of property located at 632 Cavin Avenue, PIN 04-09-209-021 which property abuts the north side of a public alley which extends generally east and west in the block bounded by 7<sup>th</sup> Street, North Avenue, 6<sup>th</sup> Street and Cavin Avenue, and their petition seeks vacature of the said public alley and the conveyance of fee title in the vacated alley to themselves, and

**WHEREAS**, the said corporate authorities have held public meetings and discussions on the matter thus presented, and have thereby determined that the involved portion of the said public alley is not required to provide municipal services to any of the properties abutting it on either the east or west side thereof, and that there is no probability that this portion of the alley would ever be so needed at any future time, and

**WHEREAS**, Village staff has sent letters to the adjoining and abutting property owners, asking if they had any objections to the conveyance, and if they were interested in acquiring any portion of the unimproved alley, and in response, staff received no objections, or requests to acquire any portion of the alley, and

**WHEREAS**, the Petitioners have submitted a proposed plat of vacature prepared by Edward Peklay, a professional land survey, a true copy of which is attached and incorporated herein as Exhibit A, and

**WHEREAS**, the parcel proposed to be vacated is described as follows:

*All that part of the 20 foot wide public alley lying south of and adjacent to the following described parcel of land:*

*Lot 3 (except the North 100 feet thereof) and all of Lot 4 in Block 41 in Frederick H. Bartlett's North Shore Acres First Addition, being parts of Section 3, 4 and 9, Township 46 North, Range 12, East of the Third Principal Meridian, according to the Plat thereof recorded June 7, 1926 as Document 280317 in Lake County, Illinois. and*

**WHEREAS**, based on the foregoing facts, the corporate authorities have determined that it is in the best interest of the Village of Winthrop Harbor to accept the petition and vacate the said portion of the alley located south of the Petitioners' property described generally hereinabove, subject to the payment of the customary fee for vacated roads and alleys in this Village,

**NOW THEREFORE, BE IT ORDAINED** by the Village of Winthrop Harbor, Lake County, Illinois, as follows:

**SECTION ONE:** The section of the public alley located south of Petitioners' property described hereinabove is hereby vacated and the same is hereby conveyed, transferred, abandoned and quitclaimed by the Grantor, the Village of Winthrop Harbor, Illinois, to the Grantees, Janet and Ryann Bandovich.

**SECTION TWO:** The Village Attorney is directed to prepare a deed of vacature, to be signed by the Mayor and Clerk, completing the conveyance described hereinabove.

**SECTION THREE:** The attached Plat of Vacation shall be recorded, together with a certified copy of this Ordinance by the Village Clerk, with the Lake County Recorder of Deeds, and together with the deed of vacature to the Petitioners upon their payment of the costs incurred by the Village in recording this ordinance, the Plat of Vacation and the Deed of Vacature, together with a cash payment to the Village in the total sum of \$500.00.

**SECTION FOUR:** This Ordinance shall be in full force and effect upon its passage and publication as provided for by law.

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WINTHROP HARBOR, ILLINOIS, ON THIS 20<sup>th</sup> DAY OF NOVEMBER, 2018.

ATTEST:

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DR. MICHAEL BRUNO, MAYOR

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JULIE RITTENHOUSE, VILLAGE CLERK

**Name and address of Grantees and Taxpayers:**

Janet and Ryann Bandovich, 632 Cavin Avenue, Winthrop Harbor, IL 60096