



ORDINANCE NO. 903

**AN ORDINANCE VACATING THE EAST-WEST ALLEY LYING
BETWEEN LOTS 125 AND 126 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

SEPTEMBER 28, 2015

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 **28TH day of SEPTEMBER 2015**, insofar as same relates to the adoption of **Ordinance No. 903**, entitled:

AN ORDINANCE VACATING THE EAST-WEST ALLEY LYING BETWEEN LOTS 125 AND 126 IN PORTER'S ADDITION T O THE VILLAGE OF MACKINAW, TAZEWELL COUNTY

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. 903**, 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 **SEPTEMBER 29, 2015** 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 six 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 9TH DAY OF OCTOBER, 2015.



Village Clerk

THIS DOCUMENT PREPARED BY:
McGRATH LAW OFFICE, P.C.
Attorney for the Village of Mackinaw
113 S. Main St. P.O. Box 139
Mackinaw IL 61755

RETURN DOCUMENT TO:
Village of Mackinaw
P.O. Box 500
Mackinaw, Illinois 61755

For Recorder Use Only

ORDINANCE NO. 903

AN ORDINANCE VACATING THE EAST-WEST ALLEY LYING BETWEEN
LOTS 125 AND 126 IN PORTER'S ADDITION TO
THE VILLAGE OF MACKINAW, TAZEWELL COUNTY ILLINOIS

FILED

OCT 05 2015

Christie A. Webb
COUNTY CLERK
TAZEWELL COUNTY, ILLINOIS

FILED

OCT 05 2015

Christie A. Webb
COUNTY CLERK
TAZEWELL COUNTY, ILLINOIS

ORDINANCE NO. 903

AN ORDINANCE VACATING THE EAST-WEST ALLEY LOCATED BETWEEN LOTS 125 AND 126 IN PORTERS ADDITION TO PORTER'S ADDITON TO THE VILLAGE OF MACKINAW

WHEREAS, a certain East-West alley was dedicated between lots 125 and 126 in Porter's Addition to Porter's Addition to the Village of Mackinaw, and

WHEREAS, the Board of Trustees of the Village of Mackinaw hereby determine 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: Notice was given as required by 65 ILCS 5/11-91-1 and a hearing was held on the proposed vacation. The Notice of the time, place and subject matter of the hearing was published in the Pekin Daily Times, which is a newspaper of general circulation within the Village of Mackinaw. At the hearing all interested persons were heard concerning the proposal of vacation. No one appeared and objected to the proposed vacation.

SECTION 2: The East-West alley lying between lots 125 and 126 in Porter's Addition to Porter's Addition to the Village of Mackinaw is hereby vacated, subject to the conditions and restrictions of this Ordinance.

SECTION 3: 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 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 28th day of September, 2015 by at least ¾ of the Trustees holding office.

[Redacted Signature]
Craig M. Friend, Village President

ATTEST:

[Redacted Signature]

Lisa Spencer, Village Clerk



AYES: 4

NAYS: 0

ABSENT: 1

NOTE: Only 5 Trustees currently hold office

Village President X_AYE

FILED

OCT 05 2015

Christie A. Webb
COUNTY CLERK
TAZEWELL COUNTY, ILLINOIS