ORDINANCE NO. 2025-02 (RD)

ORDINANCE VACATING A PORTION OF JOLIET STREET LOCATED EAST OF 2133 SOUTH CHICAGO ST WITHIN JOLIET TOWNSHIP (Abutting Parcel PIN 30-07-28-405-002-0000)

WHEREAS, Section 6-303 of the Illinois Highway Code (605 ILCS 5/6-303) provides that road district roads may be vacated; and

WHEREAS, Tiffany Liddell (hereinafter referred to as the "Owner") is the owner of vacant property east of 2133 South Chicago Street, Joliet, IL 60436 with PIN No. 30-07-28-405-002-0000 that is located south of a portion of Joliet Street and east of 2133 South Chicago Street in Joliet, Illinois depicted in the Plat of Public Right of Way Vacation (hereinafter referred to as "Roadway), attached hereto as Exhibit A to Exhibit 1; and

WHEREAS, consistent with Section 6-305 of the Illinois Highway Code (605 ILCS 5/6-305), the Owner petitioned the Joliet Township Highway Commissioner ("Highway Commissioner") to vacate the Roadway, and prior to a public hearing, the Owner released any possibility of damages from vacating the Roadway; and

WHEREAS, on December 30, 2024, the Highway Commissioner held a public hearing to consider vacating the Roadway; and

WHEREAS, at the public hearing, the Owner provided testimony and were subject to questioning from the Township Board, Highway Commissioner, and members of the public, and no objectors were present;

WHEREAS, pursuant to Section 6-305 of the Illinois Highway Code, a final hearing was held at the time of the preliminary hearing; and

WHEREAS, at the conclusion of the public hearing, the Highway Commissioner found that it is in the public and economic interest and that any person residing or owning land within 2 miles of any portion of the Roadway shall still have reasonable access after the Roadway is vacated and declared that the Roadway shall be vacated; and

WHEREAS, within 5 days after the public hearing, the Highway Commissioner signed and filed with the Road District Clerk a Final Order granting vacation of the Roadway, along with a Plat of Vacation, the petition for vacation, and the release of damages signed by the Owner, attached hereto as Exhibit 1.

NOW, THEREFORE, BE IT ORDAINED BY THE HIGHWAY COMMISSIONER OF JOLIET TOWNSHIP, WILL COUNTY, STATE OF ILLINOIS AS FOLLOWS:

EXHIBIT A PLAT OF PUBLIC RIGHT OF WAY VACATION

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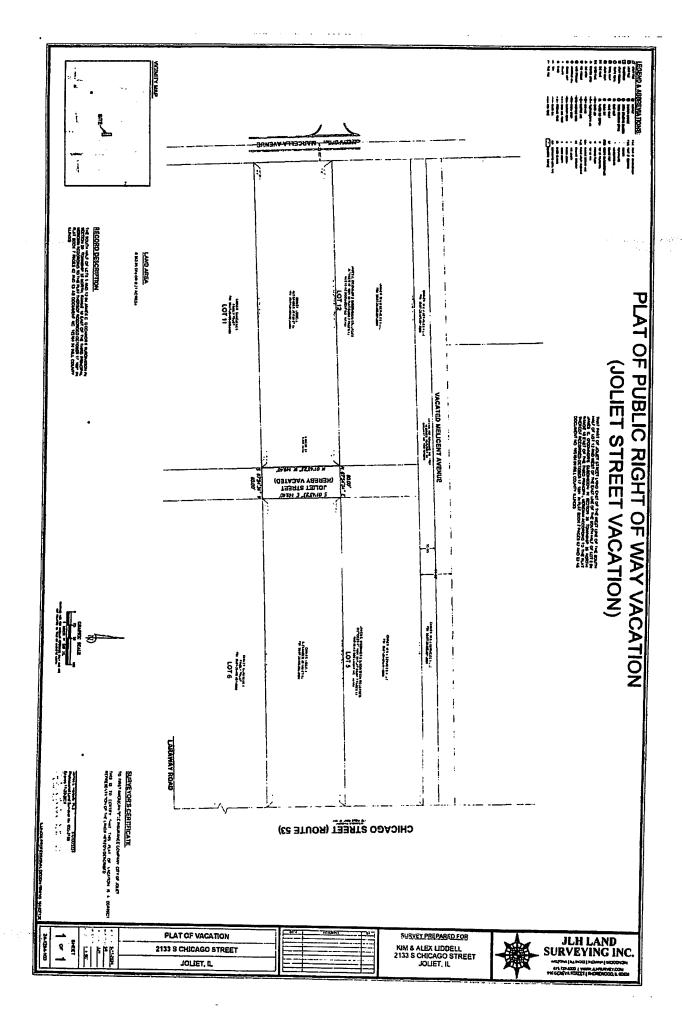


EXHIBIT B PETITION FOR VACATION

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ROAD DISTRICT OFFICE

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	901 South Joliet Street	• Joliet, IL 60436 • Phone: 8	15-722-6646 • Fax: 815-722-576	1 * www.joliettownsh	ip.net
	State of Illinois) County of Will) Joliet Township) Road District)				
	To the Commissioner of Hig	ghways of the Township of	Joliet in the County of Will an	d the State of Illinois	
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Co	tate of Illinois ounty of Will bliet Township oad District).							
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SUPERVISOR'S OFFICE

2024 OCT -3 PM 3: 36



State of Illinois) County of Will) Joliet Township) Road District)

> 19. 20.

ROAD DISTRICT OFFICE

901 South Joliet Street * Jollet, IL 60436 * Phone: 815-722-6646 * Fax: 815-722-5761 * www.joliettownship.net

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	To the Commissioner of I	Highways of the Township of	Joliet in the County of Will ar	nd the State of Illin	ois:	
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SUPERVISOR'S OFFICE

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State of Illinois)
County of Will)
Joliet Township)
Road District)

ROAD DISTRICT OFFICE

901 South Jollet Street • Jollet, IL 60436 • Phone: 815-722-6646 • Fax: 815-722-5761 • www.jollettownship.net

To the Commissioner of Highways of the Township of Joliet in the County of Will and the State of Illinois:

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SUPERVISORE OFFICE

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State of Illinois) County of Will) Joliet Township) Road District)

ROAD DISTRICT OFFICE

901 South Jollet Street * Jollet, IL 60436 * Phone: 815-722-6646 * Fax: 815-722-5761 * www.jollettownship.net

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to the Commissioner of High	nways of the <u>Lownship of</u> .	<u>loliet</u> in the County of Will and	d the State of Illinois:	
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JOLIET TOWNSHIP

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901 South Joliet Street • Joliet, IL 60436 • Phone: 815-722-6646 • Fax: 815-722-5761 • www.joliettownship.net

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To t	he Commissioner of High	ways of the <u>T</u>	ownship of Jo	oliet in the County o	of Will and t	he State of Illin	ois:	
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EXHIBIT C RELEASE OF DAMAGES

I, Tiffany Liddell, the Petitioner for the Vacation of a portion of Joliet Street lying East of the West line of the South half of lot 12 and West of the East line of the South half of Lot 5 in James C. O'Connor's subdivision in Section 28 Township 35 North, Range 10 East of the Third Principal Meridian according to the plat thereof recorded October 17, 1981 in the Plat Book 7 pages 62 and 63 as document no. 165164 in Joliet Township, Will County, Illinois, as set forth in the Plat of Vacation attached hereto, agree and state as follows:

- 1. In conjunction with a Petition to Vacate a portion of Joliet Street, I paid for and provided a proposed Plat of Vacation to Joliet Township;
 - 2. I petitioned the Vacation on my own volition;

fddl 1

- 3. It will be in my benefit for Joliet Township and the Joliet Township Road District to vacate the portion of Joliet Street;
- 4. I represent and certify that I am the sole landowner on all sides of the portion of Cleveland Avenue proposed to be vacated;
 - 5. I will sustain no damages as a result of the Vacation; and
- 6. In the event that damages are sustained as a result of the Vacation, I, on behalf my heirs, legal representatives, successors, assigns, agents, tenants, and any co-owners of property, hereby fully and absolutely forever release and discharge Joliet Township, Joliet Township Road District, each entities officers, elected officials, employees, and agents, both in their personal and official capacities from any and all claims, lawsuits, or causes of action of every kind or nature, at law or equity which I may now have or claim to have, or may have in the future, whether known or unknown, as a result of such Vacation.

PETITIONER.

- 1

Exhibit 1 Final Order

STATE OF ILLINOIS)
COUNTY OF WILL)
JOLIET TOWNSHIP)
ROAD DISTRICT)

FINAL ORDER OF ROAD VACATION

I, Vincent Alessio, the duly elected Highway Commissioner of Joliet Township, Will County, Illinois, after examining the right of way and hearing reasons for and against the vacation of a Portion of Joliet Street lying East of the West line of the South half of lot 12 and West of the East line of the South half of Lot 5 in Jame C. O'Connor's subdivision in Section 28 Township 35 North, Range 10 East of the Third Principal Meridian according to the plat thereof recorded October 17, 1981 in Plat Book 7 pages 62 and 63 as document no. 165164 in Joliet Township, Will County, Illinois, as set forth in the Plat of Vacation attached hereto as Exhibit A, during a final public hearing which was held at Joliet Town Hall at 5pm on December 30, 2024, and finding that said vacation is in the public and economic interest; and that all persons residing or owning land within two (2) miles of this road retains reasonable access to their property, hereby submits this document to officially vacate the public right of way state above and described in the Plat of Vacation attached hereto as Exhibit A.

Given under my hand this 1th day of January, 20 25.

Vincent Alessio, Commissioner of Highways

The undersigned, a notary public, in and for the county and state aforementioned, do hereby certify that Vincent Alessio, who is personally know to me to be the person who signed the foregoing document, and acknowledge that he signed said document as his free and voluntary act and deed and for the use and purposes herein stated.

Subscribed and sworn to before me

this 7th day of January, 20 25.

Notary Public

OFFICIAL SEAL
ESTEFANY J BONILLA
Notary Public, State of Illinois
Commission No. 990515
by Commission Expires October 31, 2027

OFLICIAL SEAL

FOR ANY JEOPELLA

My CONTRASSON EAGRES October 31 2027

SECTION 1. RECITALS

The foregoing recitals are hereby incorporated into this Ordinance as findings of the Mayor and the corporate authorities.

SECTION 2. VACATE ROADWAY.

The Highway Commissioner for the Joliet Township Road District hereby vacates, subject to the terms set forth in this Ordinance, the area of Joliet Street and east of 2133 South Chicago Street in Joliet Township, Will County, Illinois, depicted in the Plat of Vacation attached hereto as Exhibit A to Exhibit 1.

SECTION 3. OWNER OF ABUTTING PROPERTY VESTED WITH OWNERSHIP

Upon the recordation of this Ordinance, Final Order, and Plat of Vacation with the Will County Recorder of Deeds, title to the entirety of the Roadway vacated shall vest in the Owner parcel of property that is the abutting property of the Roadway as follows:

Tiffany Liddell:

PIN No. 30-07-28-405-002-0000;

Vacant property east of 2133 S Chicago Street, Joliet, IL 60436.

SECTION 4. EASEMENTS RETAINED

The vacation of the above described street shall be subject to the following conditions:

- a) The Joliet Township Road District further reserves within the vacated Roadway any and all easements for public utility, as the case may be, public facilities, such property, rights of way and any other easements as, in the judgment of the corporate authorities, are necessary or desirable for continuing public service by means of those facilities and for the maintenance, renewal and reconstruction thereof;
- b) The Owner further agrees to act in good faith to grant, agree to, execute, and record any Joliet Township or Joliet Township Road District easements at no cost to Joliet Township or Joliet Township Road District, as may be necessary at any time going forward; and
- c) The Ordinance shall be binding on the current and future Owner.

SECTION 5. AUTHORIZATION TO EXECUTE DOCUMENTATION

The Highway Commissioner of Joliet Township Road District hereby authorized to execute any necessary documentation to finalize and record the Plat of the Vacation attached as Exhibit A, in substantially the form of the copy of said Plat attached hereto and hereby incorporated by reference, which includes the easement language contained in Section 4 of this Ordinance.

SECTION 6. DUTY TO RECORD IN OFFICE OF COUNTY RECORDER

The Road District Clerk is directed to record a certified copy of this Ordinance, Final Order of the Highway Commissioner and all exhibits, including the Plat of Vacation with the Will County Office of the Recorder of Deeds.

SECTION 7. SEVERABILITY

If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect

SECTION 8. REPEALER

Any policy, resolution, or ordinance that conflicts with the provisions of this ordinance shall be and is hereby repealed to the extent of such conflict.

SECTION 9. EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage, approval, publication, and filing with the Road District Clerk as provided by law.

ADOPTED THIS 7th day of January , 2025.

ATTEST: Vincent Alessio, Highway Commissioner

Road District Clerk

Exhibit 2

Tiffany Liddell hereby states the following:

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- 1. Prior to the passage of this Ordinance, I was provided a copy in final format to review;
- 2. We fully agree each provision included within this Ordinance, including but not limited to Section 4 in which the Joliet Township and Joliet Township Road District retains easements within the Roadway; and
- 3. It is my desire for the Highway Commissioner to pass this Ordinance and record the necessary documents to finalize vacation of the Roadway.

Tiffany Liddell,

Signature

Date: