

When recorded return to:
Reifers Holmes & Peters, LLC
ATTN: Charles J. Swartwout
5000 West Main Street
P.O. Box 23560
Belleville, IL 62223-0560

ORDINANCE NO. 22-10

**AN ORDINANCE VACATING CERTAIN PORTIONS OF HELEN DRIVE,
ROBERT PLACE, AND GEORGE STREET IN THE
VILLAGE OF DUPO, ST. CLAIR COUNTY, ILLINOIS**

**ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF DUPO, ILLINOIS
THIS 1st DAY OF AUGUST 2022**

ORDINANCE NO. _____

**AN ORDINANCE VACATING CERTAIN PORTIONS OF HELEN DRIVE,
ROBERT PLACE, AND GEORGE STREET IN THE
VILLAGE OF DUPO, ST. CLAIR COUNTY, ILLINOIS**

WHEREAS, the Village of Dupo, St. Clair County, Illinois, is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, a duly noticed public meeting was held in the Village of Dupo, Illinois at the Dupo Village Hall, 107 N. Second Street, on August 1, 2022, at 7:00 p.m., before the Village Board of Dupo; and

WHEREAS, pursuant to 65 ILCS 5/11-91-1 *et seq.*, the Village of Dupo has the power to vacate streets and alleys, or portions thereof, within the corporate limits and have the title of the land thus vacated revert to the abutting landowners on said streets and alleys; and

WHEREAS, the Village desires to vacate certain portions of the platted streets of Helen Drive, Robert Place and George Street, as more specifically described and depicted in Group Exhibit 1, attached hereto and incorporated herein by reference; and

WHEREAS, the aforementioned streets lie within the corporate limits of the Village of Dupo, St. Clair County, Illinois; and

WHEREAS, the aforementioned streets need to be vacated for the new I-255 Interchange to be constructed; and

WHEREAS, public notice having been duly given of the vacating of the aforementioned streets; and

WHEREAS, the Board of Trustees of the Village of Dupo, Illinois having considered the effects of the vacation and abandoning of the aforementioned streets finds that the best interests and convenience of the citizens of the Village would be subserved by the vacation and abandonment of the same, and such is in furtherance of the new I-255 Interchange to be constructed in the Village's corporate limits; and

NOW THEREFORE, BE IT ORDAINED by the Village Board of the Village of Dupo, Illinois as follows:

Section 1. The following recitals are incorporated herein as findings of the Board of Trustees of the Village of Dupo, Illinois.

Section 2. That the public interest of the people of the Village of Dupo will be subserved by vacating and abandoning certain portions of the streets as more particularly described and depicted in Group Exhibit 1, attached hereto and incorporated herein by reference, and it is in the best interest of the Village of Dupo, Illinois and in furtherance of the new I-255 Interchange that the streets be vacated and abandoned.

Section 3. That the aforementioned streets and as more particularly described and depicted in Group Exhibit 1, located in the Village of Dupo, Illinois, are hereby closed, abandoned, and vacated.

Section 4. That the Village of Dupo does hereby and herewith retain any easements as may be necessary and desirable for the continuance, renewal, servicing, maintenance, and reconstruction or relocation of public or private utility facilities.

Section 5. All right, title and interest in the aforementioned streets so vacated shall revert to the owner of the properties adjacent thereto as by State Statute in such case is made and provided, as of the date of this Ordinance.

Section 6. That this Ordinance shall be recorded by the Village Clerk with the Recorder of Deeds of St. Clair County, Illinois and the County Clerk of St. Clair County, Illinois, and the Village Clerk is hereby authorized to do any and all things reasonable, necessary and proper to accomplish the closing and vacation of the aforementioned streets as a matter of public record and as provided by law.

Section 7. All ordinances, parts of ordinances or amendments to ordinances that conflict with the provisions of this Ordinance be and the same are hereby repealed.

Section 8. That it is the intention of the Board of Trustees of the Village of Dupo that this Ordinance and every provision thereof shall be considered separable and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.


Section 9. That this Ordinance shall be in full force and effect from and after its passage and approval.

[This space intentionally left blank.]

PASSED this 1st day of August 2022 by the Village Mayor and the Village Board of Trustees of the Village of Dupo, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Dawn Keys	X	—	—	—
Ronnie C. Dell	X	—	—	—
Tammy Taylor	X	—	—	—
Joe Basinski	X	—	—	—
Ken Phillips	—	—	X	—
Kerry Foster	—	—	X	—

APPROVED AND PASSED by the Mayor of the Village of Dupo, Illinois this 1st day of August 2022.



Jerry Wilson, Mayor
Village of Dupo, Illinois

ATTEST:



MARK NADLER, VILLAGE CLERK

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATE OF TRUE COPY

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupo, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said Village.

I do further certify that Ordinance No. 22-10, entitled:

**AN ORDINANCE VACATING CERTAIN PORTIONS OF HELEN DRIVE,
ROBERT PLACE, AND GEORGE STREET IN THE
VILLAGE OF DUPO, ST. CLAIR COUNTY, ILLINOIS**

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Dupo, Illinois Village Council held on the 1st day of August 2022.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 1st day of August 2022.



MARK NADLER, Village Clerk

(SEAL)

LEGAL DESCRIPTION OF VACATION

HELEN DRIVE & ROBERT PLACE:

All of Helen Drive (50 feet wide) and all of Robert Place (50 feet wide) lying west of the northwesterly right of way of proposed Bluffview Drive, in Wheatley Terrace, reference being had to the plat thereof recorded in the Recorder's Office of St. Clair County, Illinois in Book of Plats 65 on Page 30 in St. Clair County, Illinois, described as follows:

Beginning at the northwest corner of Lot 1 in said Wheatley Terrace, being on the southeasterly right of way line of Helen Drive (50 feet wide); thence southwesterly on said southeasterly right of way line, 140.05 feet to the northeasterly right of way line of Robert Place (50 feet wide); thence southeasterly on said northeasterly right of way line, 625.16 feet, more or less, to the northwesterly right of way line of proposed Bluffview Drive; thence South 22 degrees 17 minutes 28 seconds West, on said proposed right of way line, 42.17 feet; thence South 09 degrees 36 minutes 38 seconds West, continuing on said proposed northwesterly right of way line, 8.22 feet to the southwesterly right of way line of Robert Place (50 feet wide); thence northwesterly on said southwesterly right of way line, 623.73 feet, more or less, to the southeasterly right of way line of Helen Drive (50 feet wide); thence southwesterly on said southeasterly right of way line, 150.6 feet to the southwesterly line of Wheatley Terrace, also being the southwesterly line of Lot 1 of the subdivision of part of US Surveys 429 and 430 and Part of Sections 32 and 33, Township 1 North, Range 10 West of the Third Principal Meridian, Village of Dupo, St. Clair County, Illinois reference being had to the plat thereof recorded in Plat Book "W" on Page 39 in said Recorder's Office; thence North 71 degrees 07 minutes 14 seconds West on said southwesterly line, 50.02 feet to the northwesterly right of way line of Helen Drive (50 feet wide); thence northeasterly on said northwesterly right of way line, 340.13 feet to the northeasterly line of said Wheatley Terrace; thence South 71 degrees 08 minutes 18 seconds East on said northeasterly line, 50 feet to the Point of Beginning.

GEORGE STREET:

All of George Street (50 feet wide) lying east of the southeasterly right of way line of proposed Bluffview Drive and west of the former St. Louis Valley Railway Company right of way, as platted on Wheatley Terrace, reference being had to the plat thereof recorded in the Recorder's Office of St. Clair County, Illinois in Book of Plats 65 on Page 30 in St. Clair County, Illinois, more particularly described as follows:

Beginning at the intersection of the northeasterly line of said Lot 1 with said southwesterly former railroad right of way; thence southeasterly on said southwesterly former railroad right of way line, 93.66 feet to the southwesterly right of way line of George Street (50 feet wide); thence northwesterly on said southwesterly right of way line, 207.01 feet, more or less, to the southeasterly right of way line of proposed Bluffview Drive; thence North 22 degrees 17 minutes 28 seconds East, on said southeasterly proposed right of way line, 37.36 feet; thence northeasterly 12.74 feet on said southeasterly proposed right of way line on a tangent curve to the right, having a radius of 425.00 feet, the chord of said curve bears North 23 degrees 09 minutes 01 second East, 12.74 feet to the northeasterly right of way line of George Street (50 feet wide) also being the northeasterly line of said Lot 1; thence southeasterly on said northeasterly line, 125.19 feet, more or less, to the Point of Beginning.

GROUP EXHIBIT 1