

ORDINANCE VACATING AN ALLEY BETWEEN LOTS 13, 16 AND THE EAST HALF OF
LOT 12 AND LOTS 14, 15, AND THE EAST HALF OF LOT 11 IN BLOCK 9, CITY OF
FULTON

WHEREAS, the City Council finds it is in the best interest of the City of Fulton that the alley legally described as all that part of the 18 foot wide alley in Block Nine (9), that lays between Lots Thirteen (13), Sixteen (16) and the East Half of Lot Twelve(12) and Lots Fourteen (14), Fifteen (15) and the East Half of Lot Eleven (11) of said Block, all in the City of Fulton, Whiteside County, Illinois, be vacated (hereinafter referred to as "Alley").

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fulton, Whiteside County, as follows:

Section 1. The Alley shall be and is hereby vacated subject to the terms and conditions stated in this ordinance.

Section 2. The vacation of the Alley shall be with reservation and the City shall retain the right to maintain, operate, repair and replace, by itself or by any licensee or a holder of a franchise from the City, or any private equity having any poles, wires, pipes, conduits, sewer mains, water mains, or any other facility or equipment for the maintenance or operation of any utility of any kind or drainage system now located in the Alley or any portion thereof vacated by this ordinance, hereinafter collectively "Utility." Notwithstanding, if any entity or person other than the City does not properly maintain any part of a Utility, the City may grant the owner of the Alley the right to enforcement. No additional Utility shall be added to the Alley or allowed to be constructed in the Alley or allowed to change the size or location of an existing Utility without both approval of the City and the owner, any Utility facilities or equipment which are no longer used must be abandoned. If a Utility is abandoned, the owner of the Utility shall remove any manhole, main control unit and any part that is visible on the ground and remediate the site.

Section 3. Pursuant to Chapter 65 of the Illinois Compiled Statutes, Act 5 Section 11-91-1, the vacation of the Alley shall transfer ownership of the north and south halves of the Alley so vacated by the City of Fulton to the Owners of Lots Eleven (11), Fourteen (14) and Fifteen (15), Range Four (4), in the City of Fulton, Whiteside County, Illinois. Reasonable compensation for the Alley is hereby determined by the City of Fulton to be the sum of \$1,500. The compensation is acknowledged to have been paid in full prior to the recording of this Ordinance by the City of Fulton and it is agreed that this ordinance shall not be recorded until such time as the entire compensation is paid in full to the City.

Section 4. This Ordinance shall be in full force and effect from and after its passage and publication, by a vote of at least three-fourths of the corporate authorities now holding office, and approval in the manner provided by law.

PASSED by the Mayor and City Council of the City of Fulton, Whiteside County, Illinois, on the 12th day of May, 2025, and deposited in the office of the City Clerk in said City on that date pursuant to roll call vote as follows:

Elected Alderman: 7

Ayes: 6

Nayes: 0

Absent: 1

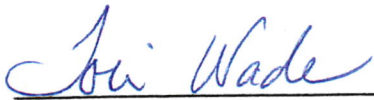
APPROVED by the Mayor
this 12th day of May, 2025.

as the Acting Mayor of the City of Fulton, Illinois,



Mayor of the City of Fulton, Illinois

ATTEST:



City Clerk of the City of Fulton, Illinois

Published in pamphlet form this 12th day of May, 2025