

ORDINANCE NO. 013-125

AN ORDINANCE DECLARING AS
SURPLUS AND AUTHORIZING AN
INTERGOVERNMENTAL
AGREEMENT FOR THE SALE OF
CERTAIN PROPERTY LOCATED AT
4658 NORTH VIRGINIA AVENUE,
CHICAGO, ILLINOIS

WHEREAS, The Chicago Transit Authority acquired the property at 4658 North Virginia Avenue, Chicago, Illinois (the "Property") in 1947; and

WHEREAS, The Property is an irregularly shaped parcel of approximately 13,367 square feet with no improvements; and

WHEREAS, The Property was originally used as rail spur adjacent to the Brown Line, but is no longer used by the Authority and is not necessary for the continued operation of the Brown Line; and

WHEREAS, The Property is adjacent to the Chicago Park District's Jacobs Playlot and is located within an area which has been designated by the Park District as desirable for its purposes; and

WHEREAS, Section 8 of the Metropolitan Transit Authority Act, 70 ILCS 3605/8, provides that the Authority may sell property when no longer useful for its purposes; and

WHEREAS, The Authority has negotiated an Intergovernmental Agreement with the Chicago Park District pursuant to which the Chicago Park District will purchase the Property for Ninety-Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$99,999); and

WHEREAS, Conveyance of the Property will be subject to a ten (10) foot permanent easement over the Property in favor of the Authority for aerial and ground access to its existing Brown Line right of way; and

WHEREAS, Staff recommends sale of the Property to the Chicago Park District; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD
OF THE CHICAGO TRANSIT AUTHORITY:

SECTION 1. That the Chicago Transit Board declares as surplus certain property located at 4658 North Virginia Avenue, Chicago, Illinois, legally described and depicted on Exhibit A attached hereto.

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SECTION 2. That the Chairman of the Board, or his designee, is hereby authorized to enter into an Intergovernmental Agreement for the sale of the property located at 4658 North Virginia Avenue, Chicago, Illinois, legally described and depicted on Exhibit A attached hereto, for Ninety-Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$99,999) to the Chicago Park District.

SECTION 3. The Chicago Park District will grant a ten (10) foot permanent easement over the Property to the Authority for aerial and ground access to its existing Brown Line right of way, and which shall contain such other terms and conditions as are substantially in the form of the Easement Agreement attached hereto as Exhibit B.

SECTION 4. That the Chairman of the Chicago Transit Board, or his designee, is further authorized to execute all documents necessary to complete the real estate transactions contemplated herein.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

September 11, 2013

Assistant Secretary

September 11, 2013