

ORDINANCE NO. 006-36

AN ORDINANCE AUTHORIZING AN
AMENDMENT TO ORDINANCE NO. 006-23,
AUTHORIZING THE ACQUISITION OF REAL
ESTATE AS REQUIRED FOR THE BROWN
LINE CAPACITY EXPANSION PROJECT

WHEREAS, The Chicago Transit Authority ("Authority") has undertaken a project to rehabilitate and renovate the Brown Line, including construction of platforms to accommodate the operation of eight-car rapid transit service and extensive repair and renovation of many of the stations ("Brown Line Capacity Expansion Project"); and

WHEREAS, Pursuant to Transit Board Ordinance No. 006-23, dated February 15, 2006, the Chicago Transit Board authorized the acquisition of four separate parcels of real estate needed for the Brown Line Capacity Expansion Project; and

WHEREAS, One of the parcels of real estate to be acquired by the Authority, authorized by Ordinance No. 006-23, was fee simple title to a parcel of real estate located at 2720 North Wilton Avenue, Chicago, Illinois ("Parcel 72"), from Jeff Yoshimura and Judy Yoshimura, for the purchase price of \$529,000; and

WHEREAS, After adoption of Ordinance No. 006-23, the Property Owners reassessed their initial acceptance of the acquisition price for their property, and, therefore, the transaction contemplated by Ordinance No. 006-23 could not be completed; and

WHEREAS, After a court-supervised settlement hearing, an order was entered stating that interest shall accrue on the purchase price at the legal rate of 6% per annum, commencing October 11, 2005, to the date of deposit of the just compensation award with the Treasurer of Cook County; and

WHEREAS, The Authority still requires acquisition of Parcel 72 for the Brown Line Capacity Expansion Project; and

WHEREAS, The remaining terms and conditions of Ordinance No. 006-23 shall remain unchanged; now, therefore:

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

SECTION 1. That Chicago Transit Board Ordinance No. 006-23, dated February 15, 2006, is hereby amended.

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SECTION 2. That the Chicago Transit Board of the Chicago Transit Authority hereby approves the acquisition of the fee simple interest of property located at:

Parcel 72 -	2740 North Wilton Avenue	P.I.N. 14-29-404-024-0000
Full Taking	Chicago, Illinois	
Station:	Diversey	

Owners: Jeff Yoshimura and Judy Yoshimura.

Purchase Price: Five Hundred Twenty-Nine Thousand Dollars (\$529,000), plus interest at the legal rate from October 11, 2005, to the date of deposit with the Treasurer of Cook County, for fee simple title to the property.

SECTION 3. All provisions of Ordinance No. 006-23 not in conflict with this Ordinance shall remain in full force and effect.

SECTION 4. The Chairman of the Chicago Transit Board, or her designee, is hereby authorized to execute all documents required to effectuate the acquisition of the subject property by the Authority, subject to receipt of clear and merchantable title.

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

APPROVED:

PASSED:

Chairman

March 16, 2006

Assistant Secretary

March 16, 2006