

ORDINANCE NO. 003-122

AN ORDINANCE 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, The structure, stations and appurtenances thereto of the rapid transit route of the Brown Line are antiquated and in need of extensive repair and renovation; and

WHEREAS, In the course of construction, reconstruction, renovation and rehabilitation, the Authority will be required to obtain additional property or rights therein, including land at grade level, air levels and subterranean levels, for location and placement of structures, structural supports, columns, stations and related appurtenances; and

WHEREAS, The Metropolitan Transit Authority Act, at 70 ILCS 3605/6, permits the Authority to acquire, construct, own, operate and maintain a public service transportation system in said area; and

WHEREAS, The Metropolitan Transit Authority Act, at 70 ILCS 3605/10, empowers the Authority with the right of eminent domain to acquire private property and property devoted to any public use which is necessary for the purposes of the Authority; and

WHEREAS, The Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (Uniform Act), sets out the procedures the Authority must follow to acquire the parcels required for the Brown Line Capacity Expansion Project; and

WHEREAS, The existing Authority right-of-way property at various locations is inadequate to accommodate Brown Line Capacity Expansion Project; and

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WHEREAS, Engineering staff has recommended that the Authority acquire certain property to accommodate the extension and widening of station platforms, construction of substations, and station improvements and related appurtenances; and

WHEREAS, Staff commenced negotiations and reached settlement with each of the identified owners of the properties for the amounts set forth in Section 1 hereof; now, therefore:

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

SECTION 1. That the Chicago Transit Board of the Chicago Transit Authority hereby approves the acquisition of the fee simple interest to each of the parcels of property listed below for the sum set forth:

Parcel 10 –	944-46 West Barry, Unit E	P.I.N. 14-29-206-070-1005
Full Residence	Chicago, Illinois 60657	
	Owners: Katherine Cupic and Ted Dini	
	Purchase Price: Two Hundred and Thirty-Five Thousand Dollars	
	(\$235,000) , for fee simple title to the property.	

Parcel 102-	321 W. Hill Street	P.I.N. 17-04-416-004-0000
Full Vacant	Chicago, Illinois 60610	
	Owners: Fredrick B. and Linda S. Barder	
	Purchase Price: Two Hundred and Sixty Thousand Dollars	
	(\$260,000) , for fee simple interest to the property.	

SECTION 2. That the Vice Chairman of the Chicago Transit Board, or his designee, is hereby authorized to execute all documents required to effectuate the acquisition of the subject properties to the Authority, subject to receipt of clear and merchantable title.

SECTION 3. All relocation expenses, where applicable, will be paid in accordance with the Relocation Payment Process approved by the Chicago Transit Board.

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SECTION 4. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Vice Chairman

September 4, 2003

Assistant Secretary

September 4, 2003