

ORDINANCE NO. 009-72

AN ORDINANCE AUTHORIZING THE
ACQUISITION OF A PERMANENT
AERIAL EASEMENTS FOR A SIGNAL
PLATFORM AT 1244 WEST ROSCOE
STREET, CHICAGO, ILLINOIS,
(BROWN LINE)

WHEREAS, The Chicago Transit Authority (“Authority”) is undertaking a project to renovate and upgrade the stations on the Brown Line Rapid Transit Line (“Brown Line Capacity Expansion Project”); and

WHEREAS, Chicago Transit Board Ordinance+ No. 001-116, dated July 11, 2001, and amended by Ordinance No. 002-26, No. 003-11, No. 003-27, No. 003-50, No. 003-121, No. 005-20, No. 006-21, No. 006-83, and No. 007-70 authorized the CTA to negotiate for the purchase of designated parcels of property, including signal platforms, that are required for the completion of the Brown Line Capacity Expansion Project, subject to Chicago Transit Board approval of the purchase price; 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, As part of the Brown Line Capacity Expansion Project new track-level signal platforms have been installed at various locations, determined by safety and operational needs; and

WHEREAS, Signal platforms provide critical support to Authority Rail Operations personnel; and

WHEREAS, In order to maintain safe and efficient operations, the signal platforms must be strategically located at certain points along the Brown Line; and

WHEREAS, A signal platform has been constructed adjacent to 1244 West Roscoe Street (“Property”); and

WHEREAS, The Property is owned by Thomas E. Perkins; and

WHEREAS, The existing Authority right-of-way property at these locations is inadequate to accommodate a signal platform; and

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WHEREAS, As a result of this inadequacy, a portion of this signal platform extends over the rear portion of the subject property; and

WHEREAS, Engineering staff has recommended that the Authority acquire a permanent aerial easement over the Property, which includes, 55 square feet of air space, to accommodate the signal platform; and

WHEREAS, The General Counsel has completed negotiations with the owner of the fee simple title to the Property to acquire a permanent aerial easement; now, therefore:

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

SECTION 1. The Chicago Transit Board hereby authorizes the acquisition of a permanent aerial easement at 1244 West Roscoe, Chicago, Illinois, for the amount of Thirty Six Thousand Dollars (\$36,000) from Thomas E. Perkins, owner of the property.

SECTION 2. The Chairman of the Chicago Transit Board, or her designee, is authorized to execute all documents required to effectuate the acquisition of a permanent aerial easement at 1244 West Roscoe.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

July 15, 2009

Assistant Secretary

July 15, 2009