

ORDINANCE NO. 020-58

AN ORDINANCE DESIGNATING
FOR ACQUISITION PROPERTY
LOCATED AT 2019 WEST
NORTH AVENUE FOR A
SUBSTATION FOR THE YOUR
NEW BLUE PROJECT

WHEREAS, The Chicago Transit Authority (“Authority”) is undertaking a project to rebuild stations and rail infrastructure on the Blue Line, also known as the Your New Blue Project (the “Project”); and

WHEREAS, The Metropolitan Transit Authority Act, 70 ILCS 3605/8, provides that the Authority has the power to acquire any real property useful for its purposes; and

WHEREAS, The Metropolitan Transit Authority Act, 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, As part of the Project, the Authority will build a new substation adjacent to the Damen Blue Line Station; and

WHEREAS, The Project requires the acquisition of land located at 2019 West North Avenue (the “Property”), consisting of 900 square feet of unimproved property adjacent to the Authority’s parking lot, as shown in Exhibit A attached hereto; and

WHEREAS, The Project will add much needed capacity to accommodate current and future riders and deliver faster, smoother rides with less crowding and more frequent service; and

WHEREAS, Staff recommends that the General Counsel, or her designee, be authorized to send an offer to purchase to the owners of the Property, negotiate the terms of the purchase or bring an action in condemnation for the Property, if necessary; and

WHEREAS, Staff will obtain separate Board approval of the purchase terms prior to completion of the acquisition of the Property; now, therefore:

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

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SECTION 1. The Chicago Transit Board hereby determines that it is necessary, desirable and convenient for the Chicago Transit Authority to acquire rights, including but not limited to fee simple title to and possession of the Property located at 2019 West North Avenue, Chicago, Illinois, as shown in Exhibit A hereto, in close proximity to the Damen Blue Line Station, and that the Property is required and necessary to complete the Your New Blue Project. Such rights will include land at grade, air and/or subterranean rights.

SECTION 2. The General Counsel of the Chicago Transit Authority, or her designee, is hereby authorized to send an offer to purchase and to negotiate with the owner or owners of the Property, with the terms of purchase for the Property to be approved by the Board prior to completion of the purchase.

SECTION 3. If necessary, the General Counsel, or her designee, is authorized, in accordance with the Uniform Relocation Assistance and Real Property Acquisition Act if federal funds are utilized for the purchase, and other applicable laws, to institute and prosecute condemnation proceedings in the name of the Chicago Transit Authority for the purpose of acquiring title to the Property or rights therein whether land at grade level, air levels or subterranean levels under the Chicago Transit Authority's right of eminent domain, and said Property is hereby declared to be useful, advantageous, desirable and necessary to the Chicago Transit Authority for the purposes set forth above.

SECTION 4. In the event condemnation proceedings are instituted, the General Counsel shall not complete the process of acquiring the subject property without the prior approval of the terms of acquisition by the Board.

SECTION 5. The Chairman of the Board, or his designee, is further authorized to take such actions and execute such documents as may be necessary to implement the objectives of this ordinance.

SECTION 6. This Ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

Assistant Secretary

July 15, 2020

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