City of Chicago

O2013-5415

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	6/26/2013
Sponsor(s):	Emanuel, Rahm (Mayor)
Type:	Ordinance
Title:	Acquisition of property at 4808 W Wilson Ave and 4825 W Lawrence Ave for establishment of operational space for Department of Water Management
Committee(s) Assignment:	Committee on Housing and Real Estate

ORDINANCE

WHEREAS, The City of Chicago (the "City") is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970 and, as such, may exercise any power and perform any function pertaining to the City's government and affairs; and

WHEREAS, the City Council of the City of Chicago finds that it is useful, necessary, and advantageous for the City to acquire certain real property located at approximately 4808 West Wilson and 4825 West Lawrence Avenue, Chicago, Illinois and assigned Permanent Index Numbers 13-16-207-002, -003, -005, -007, and -008, by the Cook County Assessor's Office subject to final title commitment and survey (the "Property"), for municipal purposes, public ownership, and control for the establishment of operational space for the Department of Water Management and other City operational purposes; and

WHEREAS, the Commissioner of the Department of Water Management and the Commissioner of the Department of Fleet and Facility Management (the "Departments") have also determined that the acquisition of the Property is useful, desirable, and necessary for the ownership and use thereof by the City;

WHEREAS, there is funding available for the acquisition of the Property; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. The foregoing recitals, findings and statements of fact are hereby adopted as the findings of the City Council of the City of Chicago.

SECTION 2. It is hereby determined, declared, and found that it is useful, desirable, and necessary that the City acquire the Property for the public ownership and control for the municipal purpose of operational space for the Department of Water Management, other City operational purposes, or other lawful municipal purposes.

SECTION 3. The Corporation Counsel and the Departments are hereby authorized to negotiate, on behalf of the City, the acquisition of the Property with the Property owner(s) subject to approval of the purchase price by the City Council of the City of Chicago.

SECTION 4. In the event that the Corporation Counsel and the Departments are unable to negotiate or come to terms with the owners of the Property as to the purchase amount, other terms of the conveyance, or in the event the owners are unable to convey clear title to such Property, or interests therein, or if the owners cannot be found, then at the request of the Departments the Corporation Counsel is authorized to institute proceedings in eminent domain to acquire said Property, or interests therein, in accordance with the laws of the State of Illinois.

SECTION 5. The Corporation Counsel and the Departments are authorized to execute such documents as may be necessary to implement the provisions of this ordinance, subject to the approval of the Corporation Counsel.

SECTION 6. If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the other provisions of this ordinance.

SECTION 7. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 8. This ordinance shall take effect upon its passage and approval.

HSG.

OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL
MAYOR

June 26, 2013

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Fleet and Facility Management, I transmit herewith an ordinance authorizing an acquisition of property in the 4800 block of West Wilson and West Lawrence.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Rahm Emanuel

Mayor