

COUNTY OF Mc LEAN, STATE OF ILLINOIS

ORDINANCE NO. 25-~~10~~<sup>12</sup>-01-51

AN ORDINANCE VACATING A UTILITY EASEMENT

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS  
15<sup>th</sup> Day of December 2025

PRESENTED: December 15, 2025  
PASSED: December 15, 2025  
APPROVED: December 15, 2025  
RECORDED: December 15, 2025  
PUBLISHED: December 15, 2025

In Pamphlet Form

Voting "Aye" 7  
Voting "Nay" 0  
Voting "Abstain" 0

The undersigned being the duly qualified and Acting City Clerk of the City of Le Roy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.



Anita Corso, City Clerk of the  
City of Le Roy, McLean County, Illinois

Dated: December 15, 2025



**CITY OF LE ROY  
McLEAN COUNTY, ILLINOIS**

**ORDINANCE NO. 25-12-01-51**

**AN ORDINANCE VACATING A UTILITY EASEMENT**

**WHEREAS**, the City of Le Roy is an Illinois municipal corporation operating in accordance with the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

**WHEREAS**, pursuant to the Illinois Municipal Code the City has authority to establish subdivision standards and regulations including the requirement that utility easements be granted to the City in order to serve a subdivision; and

**WHEREAS**, the City has received a request from the owner and/or developer of a subdivision within the City to vacate a utility easement previously donated to the city because the easement is no longer needed in order to provide utility services as originally intended; and

**WHEREAS**, the City finds that the public interest will be served by vacating that certain utility easement described in the vacation plat attached hereto.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of Le Roy, McLean County, Illinois, as follows:

**Section 1. Recitals.** The Council hereby finds that all of the recitals contained in the preambles to this Ordinance are full, true and correct and does incorporate them into this Ordinance by this reference.

**Section 2. Map of Vacation Approval; Authorization.**

A. The plat depicting the utility easement to be vacated is, attached as **Exhibit A** and, by this reference, made a part of this Ordinance. The approval in this Subsection 2.A acknowledges the Corporate Authorities approval of the vacation depicted and described on the

utility vacation plat, conditioned upon receipt of consents to such vacation by all franchised utilities providing services with the City and consent of any local telephone company that may use the easement pursuant to Illinois law.

B. The Mayor, Clerk, and other necessary City officials shall be, and are hereby, authorized and directed to execute the necessary documents to effect the vacation of the utility easement.

**Section 3. Consideration**

A. The City recognizes that vacating the easement will relieve the city of the obligation to maintain the easement area and will subject the property to real estate taxation.

**Section 4. Conveyance of Title; Authorization.**

A. For the consideration identified above, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, title to the vacated utility easement shall pass to the owner of the property impressed with such easement.

B. If necessary, the City Clerk and Mayor are hereby directed to execute a quit claim deed evidencing the conveyance of title to the owner. In addition, the City Administrator is authorized to take any other actions necessary to effect the vacation as described in this Ordinance.

**Section 5. Recording.** The City Clerk is hereby directed to record this Ordinance with the McLean County Recorder of Deeds.

**Section 6. Effective Date.** This Ordinance shall only be effective upon the occurrence of all of the following events:

- A. Passage by the affirmative vote of a majority of the council members now holding office;
- B. Publication in pamphlet form in the manner required by law;

C. The recording of this Ordinance in the Office of the McLean County Recorder.

**Section 7. Severability.** If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

**Section 8. Repealer.** All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

**Section 9. Publication.** The City Clerk, be and he is hereby authorized and directed to publish this ordinance in pamphlet form as provided by law.

**Section 10. Effective Date.** This ordinance shall be effective from and after its passage, approval and publication.

#### **CERTIFICATION**

I, Anita Corso, do hereby certify that I am the duly elected, qualified and acting Clerk of the City of Le Roy. I do further certify that the above and foregoing, identified as Ordinance No. 25-12-01-51, is a true, complete and correct copy of an ordinance otherwise identified as **An Ordinance Vacating a Utility Easement**, passed by the City Council of the City of Le Roy on the 15<sup>th</sup> day of December, 2025, and approved by the Mayor of the City of Le Roy on the same said date, the original of which is part of the books and records within my control as Clerk of the City of Le Roy.

Dated this 15<sup>th</sup> day of December, 2025.

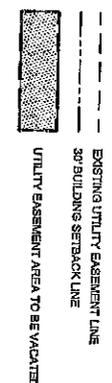
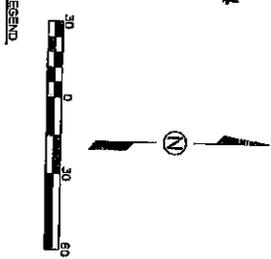
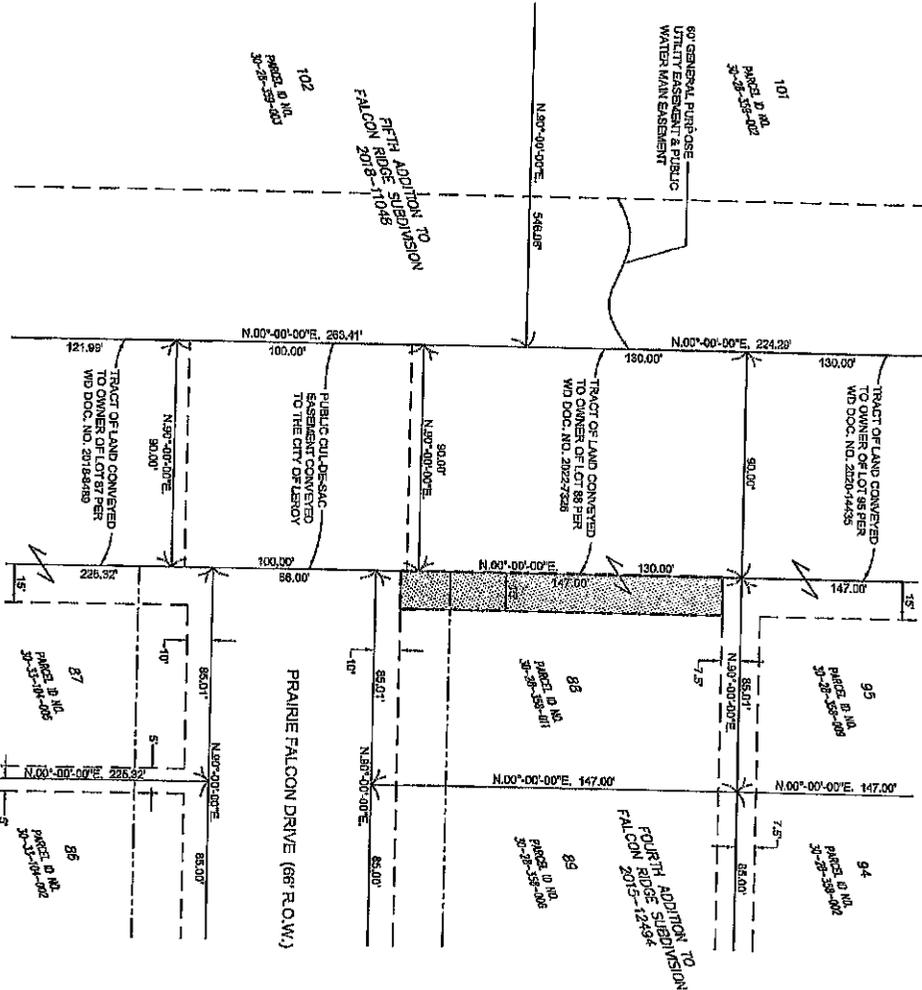
**EXHIBIT A**

**UTILITY EASEMENT VACATION PLAT**

**(See Attached)**

# EASEMENT VACATION PLAT

PART OF LOT 88 IN FOURTH ADDITION TO FALCON RIDGE SUBDIVISION IN THE NW1/4 OF SECTION 33, T.22N., R.4E., 3P.M., CITY OF LEROY, MCLEAN COUNTY, ILLINOIS



Legal Description of Property

**Tract No. 1**  
 Lot 88 in the Fourth Addition to Falcon Ridge Subdivision of a part of the SW1/4 of Section 28, and part of the NW1/4 of Section 33, Township 22 North, Range 4 East of the Third Principal Meridian, City of Leroy, according to the plat thereof recorded July 16, 2015 as Document No. 2015-12494, in McLean County, Illinois.

**Tract No. 2**  
 A part of the SW1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, City of Leroy, McLean County, Illinois, more particularly described as follows: Commencing at the northwest corner of Lot 88 in Fourth Addition to Falcon Ridge Subdivision according to the Plat thereof recorded as Document No. 2015-12494 in the McLean County Recorder of Deeds Office; thence S. 00°-00'-00"E, 130.00 feet on the west line of said Lot 88; thence N.90°-00'-00"W, 90.00 feet to the east line of Fifth Addition to Falcon Ridge Subdivision according to the Plat thereof recorded as Document No. 2013-11048 in said Recorder's Office; thence N.00°-00'-00"E, 130.00 feet on the east line of said Fifth Addition to Falcon Ridge Subdivision to the point of intersection with the westerly extension to the north line of said Lot 88; thence N.90°-00'-00"E, 90.00 feet to the Point of Beginning, in McLean County, Illinois.

Legal Description  
 Utility Easement to be Vacated

The West 15 feet of Lot 88 in the Fourth Addition to Falcon Ridge Subdivision, EXCEPT the North 7.5 feet thereof AND ALSO EXCEPT the South 1.0 feet thereof, according to the Plat thereof recorded July 16, 2015 as Document No. 2015-12494, in the City of Leroy, McLean County, Illinois.

Surveyor's Certificate

I, Bradley K. Shafer, Illinois Professional Land Surveyor No. 3488, do hereby certify that to the best of my knowledge and belief the plat shown hereon is an accurate representation of general purpose easement lands to be vacated and made under my direction.



Date 10/03/2025

*Bradley K. Shafer*  
 Bradley K. Shafer  
 Illinois Professional Land Surveyor No. 3488  
 License Expiration Date 11/30/2028

	Lewis, Yockey & Brown, Inc. Consulting Engineers & Land Surveyors Professional Design Firm Registration #184.000806 606 N. Main Street, Bloomington, IL 61701 Ph. (309) 828-2682	4023-1321
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PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by Kelly Lay, and seconded by Matt Steffen Kelly Lay by roll call vote on the 15<sup>th</sup>

Day of December 2025, as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye: Dawn Hanafin, Kyle Merkle, Curt Dunafin, Scott Tucker, Kelly Lay, Matthew Steffen, Ron Legner

Voting Nay: None

Absent: Sarah Welte

Abstain: None

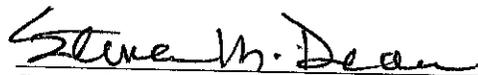
Other: None

and deposited and filed in the office of the City Clerk in said municipality on the 15<sup>th</sup> Day of December 2025



Anita Corso, City Clerk of the City of Le Roy, Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 15<sup>th</sup> Day of December 2025



Steven M. Dean, Mayor of the City of Le Roy, Mc Lean County, Illinois

ATTEST:



Anita Corso, City Clerk of the City of Le Roy, Mc Lean County, Illinois

CERTIFICATE

I, Anita Corso, certify that I am the duly appointed and acting Municipal Clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **December 15, 2025** the Corporate Authorities of such municipality passed and approved **Ordinance No. 25-12-01-51** entitled:

**AN ORDINANCE VACATING A UTILITY EASEMENT**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 25-12-01-51, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on December 15, 2025 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 15<sup>th</sup> Day of December 2025



Anita Corso, City Clerk of the City of  
Le Roy, McLean County, Illinois

(SEAL)



STATE OF ILLINOIS        )  
  ) SS:  
COUNTY OF MCLEAN        )

I, Anita Corso, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE VACATING A UTILITY EASEMENT**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 15<sup>th</sup> Day of December 2025, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

**Dated this 15<sup>th</sup> Day of December 2025**



\_\_\_\_\_  
Anita Corso, City Clerk of the City of  
Le Roy, McLean County, Illinois

