

**CITY OF COLUMBIA, ILLINOIS
ORDINANCE NO. 3489**

**AN ORDINANCE TO ACCEPT AN EASEMENT DEDICATION FOR THE
CONSTRUCTION AND USE OF A SHARED USE PATH ON COLUMBIA
COMMUNITY UNIT DISTRICT #4 PROPERTY IN THE CITY OF COLUMBIA,
ILLINOIS**

WHEREAS, the City of Columbia (“City”), Monroe and St. Clair Counties, Illinois is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, the City desires to construct a Shared Use Path through part of Columbia Community Unit District #4 (“CUSD #4”) property, Lot 2A, as part of the Bolm-Schuhkraft Connector Trail Project in the City of Columbia, Illinois; and

WHEREAS, the City must obtain a permanent easement over said part of Lot 2A of CUSD #4 property before construction can begin on said Shared Use Path; and

WHEREAS, a Permanent Shared Use Path easement and attached Plat of Easement showing the location of the proposed 30’ easement is attached hereto as Exhibit “A”; and

WHEREAS, it is necessary and appropriate that the City Council of the City shall enact this Ordinance for the purpose of accepting of said easement.

NOW THEREFORE BE IT ORDAINED, by the Mayor and City Council of the City of Columbia, as follows:

Section 1. The preceding recitations in the upper part of this Ordinance are realleged, restated and adopted as paragraph one (“1”) of this Ordinance.

Section 2. The Permanent Shared Use Path Easement, attached as Exhibit “A”, is hereby approved.

Section 3. The Permanent Shared Use Path Easement shall be for Shared Use Path uses and purposes on, over, and across part of Lot 2A of Columbia Unit District #4 as shown in the attached Plat of Easement.

Section 4. Any other conditions associated with the Permanent Shared Use Path Easement are contained in said document that is attached as Exhibit “A” and incorporated herein by reference.

Section 5. This Ordinance shall take full force and effect immediately upon passage by the Corporate Authorities.

PASSED by the City Council and **APPROVED** by the Mayor of the City of Columbia, Illinois and deposited and filed in the office of the City Clerk on the 16th day of December, 2019, the vote being taken by ayes and noes and entered upon the legislative record as follows:

AYES: Aldermen Ebersohl, Niemietz, Roessler, Huch, Holtkamp, Martens, and Riddle.

NOES: None.

ABSTENTIONS: None.

ABSENT: Alderman Agne.

APPROVED:



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFFKEN, City Clerk

(SEAL)