

INFORMATION PAPER



March 1, 2023
Planning, Building and Development
Eric Waggoner, Director

SUBJ: VACATION REQUEST #000742-2022 – CUBA TOWNSHIP

Vacation of an unimproved portion of Midway Street in the Allen City Subdivision

Petitioners: John Kadlec, 23889 N. River Road, Cary, Illinois, and John Cassara, 23865 N. River Road, Cary, Illinois.

Summary:

Public hearings were held on September 28, 2022 and November 30, 2022, before the Board of Vacations to consider a request to vacate a portion of unimproved Midway Street, 68.33 feet wide, that extends east from River Road 125 feet, and consists of 0.19 acres. It is the intent of both property owners to obtain an equal half of the vacated right-of-way. A fifteen-foot wide drainage easement has been designated within the vacation area.

A copy of the Plat of Vacation, location map, and the minutes of the public hearings are attached.

Board of Vacations Recommendation:

After reviewing the petition and considering the testimony presented at the public hearings, the Board of Vacations unanimously recommends that the vacation request be granted for the following reasons:

1. The fifteen-foot easement satisfies the request from the Cuba Township Road Commissioner to keep an area clear and manageable for drainage purposes.
2. There is no homeowner's association or official public organization in existence that would be able assume ownership and maintenance of this area.
3. The land is serving no public interest as it was designated on the subdivision plat for a road.
4. The vacation would potentially relieve the County of any possible liability and place the property in private ownership on the tax rolls.

Next Steps:

Upon Planning, Building, Zoning and Environment Committee action, the petition will proceed to the County Board on March 14, 2023 for final action on the vacation request.