

CITY OF COLUMBIA, ILLINOIS
ORDINANCE NO. 3499

**AN ORDINANCE TO APPROVE A PERMANENT, NON-EXCLUSIVE EASEMENT
AND AN EASEMENT AGREEMENT WITH O'REILLY AUTO ENTERPRISES, LLC**

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, it is necessary and appropriate that the City of Columbia, Illinois (the "City") grant a permanent, non-exclusive easement over a portion of city property to O'Reilly Auto Enterprises, LLC ("O'Reilly") in the City of Columbia, Illinois; and

WHEREAS, it is necessary and appropriate that the City Council of the City enact this Ordinance for the purpose of granting an easement to O'Reilly to allow its sanitary service to connect to the City's sewer main.

WHEREAS, a Permanent Easement and Agreement 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 granting of said easement.

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

- Section 1.** The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.
- Section 2.** The Easement Agreement and permanent, non-exclusive easement as described in said Easement Agreement are hereby accepted.
- Section 3.** A copy of said Easement Agreement (Exhibits A) is attached hereto and by reference made part of this Ordinance.
- 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 21st day of January, 2020, the vote being taken by ayes and noes and entered upon the legislative record as follows:

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

NOES: None.

ABSTENTIONS: None.

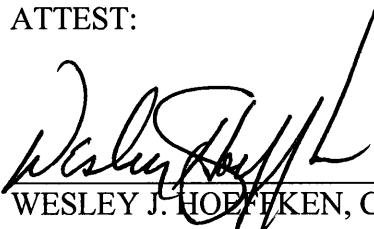
ABSENT: None.

APPROVED:



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFFKEN, City Clerk

(SEAL)