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DOCUMENT RECORDING COVER SHEET

Name of Organization: VILLAGE OF BRIGHTON
MACOUPIN AND JERSEY COUNTIES, ILLINOIS

Name of Document: ORDINANCE NO. 2026-12
AN ORDINANCE VACATING A CERTAIN PORTION OF
CHARLES STREET

Date of Document: September 14, 2026

Prepared by: Jennifer A. Watson, Village Attorney
201 N. Main Street, P.O. Box 488
Brighton, IL 62012
618-372-8441

After recording, please return to:
WATSON LAW OFFICE
Jennifer A. Watson, Attorney
201 N. Main Street, P.O. Box 488
Brighton, IL 62012
618-372-8441

ORDINANCE NO. 2026-12

AN ORDINANCE VACATING A CERTAIN PORTION OF CHARLES STREET
LOCATED IN THE VILLAGE OF BRIGHTON
MACOUPIN COUNTY, ILLINOIS

WHEREAS, Section 11-91-1 of the Illinois Municipal Code (65 ILCS 5/11-91-1) provides that the corporate authorities of a municipality may, by ordinance, vacate any street or alley, or part thereof, within their jurisdiction after determining that the public interest will be subserved by said vacation; and

WHEREAS, Section 11-91-2 of the Illinois Municipal Code (65 ILCS 5/11-91-2) provides that upon the vacation of an alley, or any part thereof, by virtue of any ordinance of any municipality, title to the land included therein will vest in the then owners of the land abutting thereon; and

WHEREAS, presently, Steven E. McGaughey and Lisa D. McGaughey are the owners of the land abutting the northernly side of the most westerly portion of Charles Street, and John Moore and Maribel Moore are the owners of the land abutting the west end and southerly side of the aforementioned portion of Charles Street, as demonstrated on the attached vacation plat; and

WHEREAS, the Village of Brighton presently owns and maintains the portion of Charles Street particularly described as:

A portion of Charles Street, being the North one-half (1/2) of Charles Street abutting Lot 6 and the South one-half (1/2) of Charles Street abutting Lot 13, all in Southern Subdivision, as recorded in Plat Book G, Page 48 of the Macoupin County Records, Village of Brighton, Illinois; and

WHEREAS, the aforesaid street currently terminates in to private property owned by John Moore and Maribel Moore as signified by a particular set survey pin; and

WHEREAS, Steven E. McGaughey and Lisa D. McGaughey and John Moore and Maribel Moore have requested the Village of Brighton to vacate the Westernmost section measuring twenty-five (25) feet in width and one hundred forty (140) feet in length lying east of said set fence; and Steven E. McGaughey and Lisa D. McGaughey shall become owners of the portion of the public street that abuts their property; specifically the Northernly Twenty-Five (25) feet in width and one hundred forty (140)

feet in length, and John Moore and Maribel Moore shall become the owners of the portion of the public street that abuts their property; specifically, the Southernly twenty-five (25) feet in width and one hundred forty (140) feet in length, as shown on the attached vacation plat; and

WHEREAS, Steven E. McGaughey and Lisa D. McGaughey, and John Moore and Maribel Moore, have agreed to pay legal fees and costs associated with the vacation of said street; and

WHEREAS, the President and Board of Trustees of the Village of Brighton have determined that the consideration to be paid to the Village in the form of reimbursement of said legal fees and costs is just and adequate compensation for the vacation of said portion of public street; and

WHEREAS, said vacation will not materially impair access to any property owner; and

WHEREAS, the President and Board of Trustees of the Village of Brighton find that portion of public street is of no further use to the Village except as hereinafter provided; and

WHEREAS, the President and Board of Trustees of the Village of Brighton finds that the public interest will be subserved by vacating said portion of public street, particularly when considering the relief to the public from further burden and responsibility of maintaining the portion herein vacated; and

WHEREAS, the President and Board of Trustees of the Village of Brighton further finds that the public interest is best served by the Village's retention of a permanent easement for the maintenance, renewal, and reconstruction of those public facilities presently located adjacent and on said portion of public street;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF BRIGHTON, MACOUPIN AND JERSEY COUNTIES, ILLINOIS, as follows:

Section 1. The Village of Brighton hereby vacates, subject to the terms set forth in this Ordinance, the portion of public street as shown on the attached Vacation Plat, as drawn and determined by Paul W. Filinovich, of Sheppard, Morgan & Schwaab, Inc., of Alton, Illinois, which is more particularly described as follows:

A portion of Charles Street, being the North one-half (1/2) of Charles Street abutting Lot 6 and the South one-half (1/2) of Charles Street abutting Lot 13, all in Southern Subdivision, as recorded in Plat Book G, Page 48 of the Macoupin County Records, Village of Brighton, Illinois.

Section 2. Upon vacation of the above-described portion of public street, title to the portion herein vacated shall vest in the recorded owners of the land abutting the vacated portion, particularly divided as follows:

- (A) Steven E. McGaughey and Lisa D. McGaughey shall become the recorded owners of the land measuring twenty-five (25) feet in width and one hundred forty (140) feet in length.
- (B) John Moore and Maribel Moore shall become the recorded owners of the land measuring twenty-five (25) feet in width and seventy (70) feet in length.

Section 3. The vacation of the above-described street shall be subject to the following conditions:

- (A) A perpetual easement upon said vacated street is hereby reserved for and granted to the Village of Brighton, or any utility company, their successors or assigns, to operate, maintain, renew, and reconstruct their facilities as now existing on, over, and under that part of the public street; and
- (B) The Village Clerk of the Village of Brighton shall receive payment as compensation to reimburse the Village for costs incurred by it in connection with the vacation of said portion of street, including any fees associated with recording this Ordinance with the Macoupin County Recorder's Office. This Ordinance shall not be effective until said payment is received, in accordance with 65 ILCS 5/11-91-1.

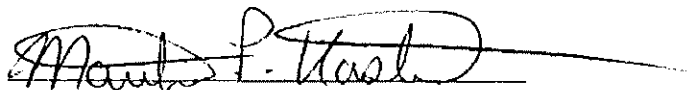
Section 4: A certified copy of this Ordinance shall be recorded with the Macoupin County Office of the Recorder of Deeds, Carlinville, Illinois. The Recording of this Ordinance in the Office of the Recorder of Deeds shall be proof that such payment has been made.

Section 5. This Ordinance is hereby passed by the affirmative vote, the "Ayes" and "Nays" being called, of three-fourths of all Trustees then holding office in the Village of Brighton, Macoupin and Jersey Counties, Illinois, at a regular meeting of the Board of Trustees.

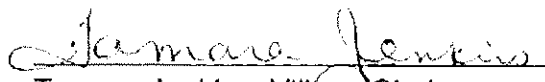
PASSED, APPROVED, and PUBLISHED IN PAMPHLET FORM, by the president and Board of Trustees of the Village of Brighton this 14th day of September, 2026.

<u>Trustee Name:</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Bradley Arnold	<u>X</u>	<u> </u>	<u> </u>
Christy Jones	<u>X</u>	<u> </u>	<u> </u>
Don Little	<u>X</u>	<u> </u>	<u> </u>
Aaron Mead	<u>X</u>	<u> </u>	<u> </u>
Marcella Wilfong	<u>X</u>	<u> </u>	<u> </u>
Jim Winslade	<u>X</u>	<u> </u>	<u> </u>

VILLAGE OF BRIGHTON
Macoupin and Jersey Counties, Illinois


Matthew P. Kasten, President

Attest:


Tamara Jenkins, Village Clerk

LEGEND

REBAR FOUND -

IRON PIPE FOUND -

RECORD - { }

RIGHT OF WAY LINE -

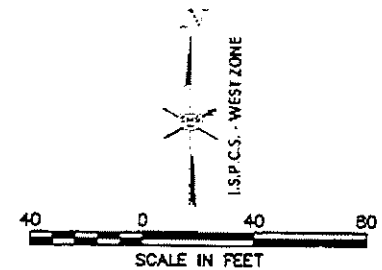
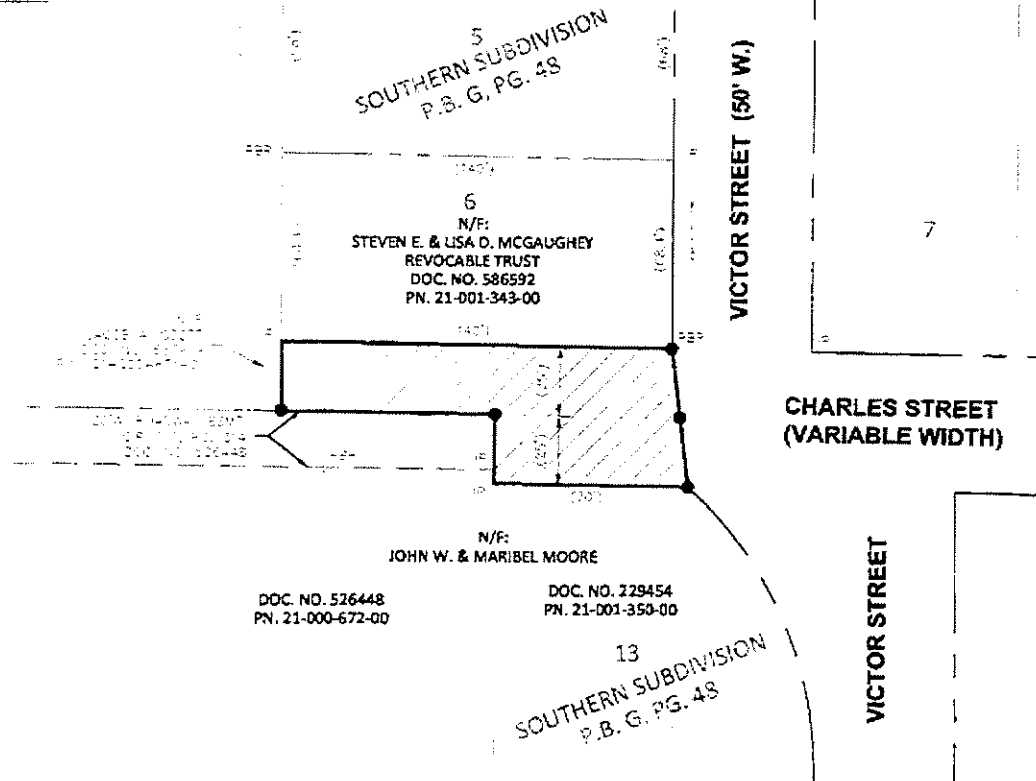
LOT LINE -

AREA TO BE VACATED -

VACATION PLAT

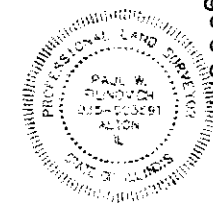
A PORTION OF CHARLES STREET IN THE SOUTHWEST QUARTER OF SECTION 19,
TOWNSHIP 7 NORTH, RANGE 9 WEST OF THE THIRD PRINCIPAL MERIDIAN,
VILLAGE OF BRIGHTON, MACOUPIN COUNTY ILLINOIS
PROJECT NO. R261426 JULY, 2026

DWN BY: GF DWG # GM-513**
CK BY: PF REF BK 10110, PG 6
MCGAUGHEY, STEVE (R261426) VACATION PLAT.dwg
DESIGN FIRM # 184-000992



I, the undersigned Illinois Professional Land Surveyor, do hereby certify to the best of my knowledge and belief, that this plat is a correct representation of that part of a street to be vacated by the Village of Brighton, Illinois by Ordinance No. _____

By:
Paul W. Filinovich, P.L.S. No. 035-003691
License Expiration: 11/30/2026



SMS Sheppard, Morgan & Schwaab, Inc.
ENGINEERS CONSULTING ENGINEERS AND LAND SURVEYORS
215 Market Street, Alton, IL 62002 618/452-9756 Email: mail@smsengineers.com

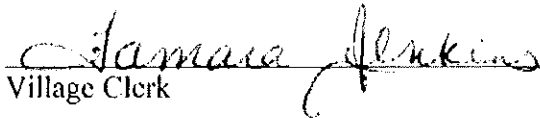
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STATE OF ILLINOIS)
) SS
COUNTY OF MACOUPIN)

CERTIFICATION

I do hereby certify that I am the City Clerk of the Village of Brighton, Macoupin and Jersey Counties, Illinois, and do hereby certify that I am the duly authorized and serving Clerk of the Village of Brighton. I am the keeper and custodian of the records, files, proceedings, books, papers and reports of the Village, and the attached is a true and correct copy of the Village of Brighton, *Ordinance No. 2026-12* entitled "*An Ordinance vacating a certain portion of Charles Street located in the Village of Brighton*" passed by the Village of Brighton Board of Trustees on September 14, 2026

IN WITNESS WHEREOF, I have set my hand and seal this 15th day of September 2026.



Village Clerk