

ORDINANCE NO. 2005-03-044

AN ORDINANCE DISCONNECTING A 5 FOOT STRIP ALONG THE NORTH EDGE OF BERINGER
COMMONS SUBDIVISION

(Edge Scott Fire Protection District Agreement)

WHEREAS, Ordinance No. 2000-07-077 passed by the Urbana City Council on August 7, 2000, and Ordinances No. 2000-07-095 and 2000-07-096 passed by the Urbana City Council on August 21, 2000, annex certain tracts in the Beringer Commons Subdivision that were subject to an annexation agreement, but had not at that point yet been annexed; and

WHEREAS, the Edge Scott Fire Protection District has filed in court an objection to the above-said tracts in Beringer Commons being disconnected from the Edge Scott Fire Protection District; and

WHEREAS, the City of Urbana and the Edge Scott Fire Protection District have negotiated an agreement which provides for the disconnection of a 5 foot strip running along the north edge of Beringer Commons Subdivision which disconnection then would restore contiguity between two portions of the Edge Scott Fire Protection District which would otherwise be noncontiguous, which written agreement was approved by the Urbana City Council on February 21, 2005 in Ordinance No. 2005-02-22; and

WHEREAS, pursuant to the above-said agreement, the City of Urbana, as owner of the aforementioned 5 foot strip, has petitioned that the said 5 foot strip be disconnected; and

WHEREAS, as is required by law, the Certificate of the County Clerk showing no taxes are due on the subject tract have also been filed with the City Clerk; and

WHEREAS, the subject tract lies on the border of the corporate limits of the City and disconnecting such tract will not make other lands noncontiguous.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That the following-described tract and the adjacent right of way are hereby disconnected from the City of Urbana, Illinois:

Outlot 500C in Beringer Commons V, as per plat recorded as Document No. 2002R37168, situated in Champaign County, Illinois,

Permanent Parcel Index Number 91-21-10-403-037 - RY 2004 ; 91-21-10-403-007 - RY 2003 ; 91-21-10-400-009 - RY 2002 ; 91-21-10-400-008 - RY 2001.

Section 2. This Ordinance shall be effective on the 10th day following its passage by the Urbana City Council and approval by the Mayor.

PASSED by the City Council this _____ day of _____, _____.

AYES:

NAYS:

ABSTAINS:

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of _____, _____.

Tod Satterthwaite, Mayor