

AN ORDINANCE APPROVING FINAL PLAT

WHEREAS, the Final Plat of O. L. Johnson 4th Subdivision was previously before the Urbana City Council and approved by the said Urbana City Council on February 22, 1976, with the provision that the City Clerk was not to sign the plat until the required bond had been submitted and approved, and

WHEREAS, the required bond was never submitted and pursuant to law, approval of the Plat lapsed, and

WHEREAS, a Final Plat of O. L. Johnson 4th Subdivision has been resubmitted with the request that a certain waiver be granted, and

WHEREAS, the City Engineer has reviewed and approved the engineering plans of the specifications for O. L. Johnson 4th Subdivision, and

WHEREAS, in Case No. 749, the Urbana Plan Commission has recommended approval of the Plat and the granting of the requested waiver.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF URBANA, ILLINOIS, that:

Section 1. The final subdivision plat of O. L. Johnson 4th Subdivision, as filed herein, is approved as platted.

Section 2. That the City Clerk is directed, however, to not affix his signature to the said Final Plat herein approved unless and until the following matters are submitted to the City Clerk and approved by the City Attorney:

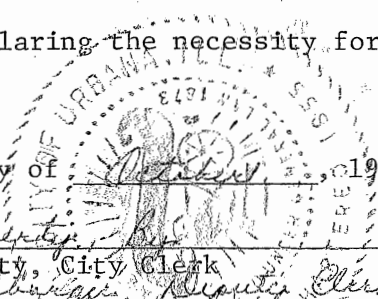
A. A current County Clerk's Certificate regarding taxes;

B. A copy of a recorded instrument showing that the legal obligation to complete the construction of Foxberry Drive shall be the responsibility of the present, and any future owners of Lot 11 of the said O. L. Johnson 4th Subdivision; and

C. Approval by the Urbana City Council of a subdivision bond in the amount determined to be necessary by the City Engineer for all public improvements required by the subdivision ordinance that are not herein expressly waived.

Section 3. Construction of Foxberry Drive is waived on the condition that a recorded instrument assigning the responsibility of paying for the construction of Foxberry Drive be placed upon the present owner of Lot 11 of O. L. Johnson 4th Subdivision and any future owners thereof and that the condition of such obligation is such that the said Foxberry Drive will be constructed within four (4) months of the passage of a Resolution by the Urbana City Council declaring the necessity for completing the said Foxberry Drive.

PASSED by the City Council this 3rd day of October, 1977.

A circular seal of the City of Urbana, Illinois, featuring a central figure and the text 'CITY OF URBANA, ILLINOIS' around the perimeter.
Duane Eckerty, City Clerk
Devinly Ambrogio, Deputy Clerk

APPROVED by the Mayor this 6th day of October, 1977.

Jeffrey T. Markland, Mayor