

ORDINANCE NO. 9596-64

**AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF URBANA**

(Capitol Machinery / 602 E. Kenyon Road)

WHEREAS, the hereinafter described territory is situated in unincorporated territory adjacent to and contiguous to the City of Urbana, Illinois, and is part of the Eastern Prairie Fire Protection District and includes certain territory within the Urbana Township, and Notice was given to the Trustees of said Fire Protection District, the Board of Township Trustees, and the Township Commissioner of Highways, said notices being mailed on December 6, 1995, that this Ordinance would be voted upon at the regular meeting of this Council at 7:30 p.m., Monday, December 18, 1995, and the Affidavit of mailing such Notices was duly recorded with the Recorder of Deeds of Champaign County, Illinois, on the 15th day of Dec., 1995 and

WHEREAS, a written petition signed by all of the owners of Record, of all land within such territory, has been filed with the City Clerk of the City of Urbana, Illinois, requesting annexation thereof to the City of Urbana; and

WHEREAS, there are no electors residing on the premises; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's I-1 Light Industry and I-2 Heavy Industry zoning districts and upon annexation

will be automatically classified IN, Industrial in accordance with Article IV, Section IV-5 of the Urbana Zoning Ordinance; and

WHEREAS, it has been determined that said petition complies with all requirements of the law therefore; and

WHEREAS, the majority of the Members of the Council are of the opinion that it would be for the best interests of the people of the City of Urbana, Illinois, that said territory be annexed to and made a part of the said City.

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

Section 1. That the following described real estate, viz:

A portion of the Northeast Quarter of the Southwest Quarter of Section 6, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, more particularly described as follows:

Beginning at a point on the East line of said Southwest Quarter 41.5 feet South of the center of said Section 6; thence South 0° West of an arbitrary bearing along said East line 897.9 feet; thence South 89° 18' West for 813.47 feet; thence North 0° 35-1/2' West for 158.30 feet; thence South 89° 24-1/2' West for 228.53 feet to the East right-of-way line of Oak Street, formerly the property of the Illinois Central Railroad; thence North 30° 03' East along said East right-of-way line for 866.56 feet to the South right of way line of F.A.L. 05 (Interstate 74); thence North 89° 49' East along said South right of way line for 613.48 feet to the place of beginning;

Except the following Tracts:

Tract 1 - Beginning at the point of intersection of the South right of way line of F.A.I. 05 (Interstate 74) and the East line of said Southwest 1/4, running thence West along said South right of way line 160 feet; thence South parallel to said East line of said Southwest 1/4 a distance of 300 feet; thence East parallel to said South right of way line 160 feet to said East line of said Southwest 1/4; thence North along said east line of said Southwest 1/4 a distance of 300 feet to the point of beginning;

Tract 2 - Commencing at the point of intersection of the South right of way line of F.A.I. 05 (Interstate 74) and the East line of said Southwest 1/4; running thence West along said South right of way line 160 feet to an iron pipe, the place of beginning; thence South parallel with the East line of said Southwest 1/4, 300 feet to an iron pipe; thence East parallel with said right of way line 160 feet to an iron pipe in the East line of said Southwest 1/4; thence South along said East line of said Southwest 1/4, 438.33 feet to an iron pipe; thence West parallel with said right of way line 360 feet to an iron pin; thence North parallel with said East line of said Southwest 1/4, 738.33 feet to an iron pipe in said right of way line; thence East along said right of way line 200 feet to the place of beginning, containing 5 acres, more or less;

All situated in Champaign County, Illinois and containing 10.96 Acres, more or less, being the same parcel described on a Trust Deed recorded as Document 87R27693 in Deed Record Book 1550 at page 790 in the Office of the Recorded, Champaign County, Illinois.

Together with the following described adjacent public Rights-of-Way which are by operation of the law, automatically annexed with the adoption of an Annexation Ordinance pertaining to this parcel:

That part of F.A.I. 05 (Interstate 74) right-of-way, being 340 feet in width as described in a right-of-way dedication recorded in Deed Record Book 522 at page 395, that lies adjacent to the above described Parcel.

and;

That part of Oak Street right-of-way being 50 feet in width as described in a right-of-way dedication recorded in Deed Record Book 789 at page 370, that lies adjacent to the above described Parcel.

All situated in Champaign, County, Illinois and containing 2.84 Acres.

commonly known for reference as 602 E. Kenyon Road, Champaign, Illinois, be and the same is hereby annexed to the City of Urbana, Illinois. The above-described parcel, prior to annexation, has the parcel index number 30-21-06-326-007, and following annexation the said parcel should bear the parcel index number 91-21-06-326-007.

Section 2. That the City Clerk be authorized and directed to file, for record, a certified copy of this Ordinance together with an accurate map of the territory hereinabove described in the Office of the County Clerk and the County Election Authority of Champaign County, Illinois.

Section 3. The Zoning Ordinance of the City of Urbana, Illinois, and the Zoning Map of Urbana, Illinois, are hereby amended to classify the real property herein annexed as IN, Industrial in accordance Article IV, Section IV-5 of the Urbana Zoning Ordinance.

Section 4. This Ordinance shall be in full force and effect from after its passage and recording as provided by law.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 18th day of December, 19 95, A.D.

PASSED by the City Council this 18th day of December, 1995.

Phyllis D. Clark by

Phyllis D. Clark, City Clerk

Michael J. Roberts, Deputy Clerk

AYES: Hayes, Kearns, Patt, Pollock, Ryan, Taylor, Whelan

NAYS:

ABSTAIN:

APPROVED by the Mayor this 28th day of December, 1995.

Tod Satterthwaite

Tod Satterthwaite, Mayor

IN THE CIRCUIT COURT OF THE SIXTH
JUDICIAL CIRCUIT
CHAMPAIGN COUNTY, ILLINOIS

IN RE: PETITION TO ANNEX
CERTAIN TERRITORY TO THE
CITY OF URBANA, ILLINOIS

602 E. KENYON ROAD (PI #30-21-06-326-007)

NOTICE OF FILING OF AFFIDAVIT OF
MAILING OF NOTICE OF ANNEXATION

2357 0757

95R27389

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310
TSW

DOC # _____
CHAMPAIGN COUNTY, ILL

'95 DEC 15 PM 2 59

Debbie D. Jacobson

RECORDER

INDEXED

Please return recorded document to:

Phyllis D. Clark, City Clerk
City of Urbana
P.O. Box 219
Urbana, IL 61801-0219

**AFFIDAVIT OF MAILING NOTICE OF INTENT
TO ANNEX TERRITORY TO THE CITY OF URBANA**

STATE OF ILLINOIS)
) SS.
COUNTY OF CHAMPAIGN)

Phyllis D. Clark, being first duly sworn on oath, states that she is the duly elected and qualified City Clerk of the City of Urbana, Illinois; and

That she gave notice of the pending action to be taken on an Ordinance annexing certain territory lying within the Urbana Township to the City of Urbana, Illinois, in compliance with the provisions of Section 7-1-1 of the Illinois Municipal Code, as amended, by sending a notice by certified mail, postpaid, to each of the Board of Township Trustees and the Township Commissioner of Highways, said notices being mailed to the Urbana Township Clerk's Office as directed by the said Trustees, said notice hereto attached, and made a part of this Affidavit; and that she gave notice of the pending action to be taken on an Ordinance annexing certain territory lying within the boundaries of Eastern Prairie Fire Protection District to the City of Urbana, Illinois, in compliance with the provisions of Section 7-1-1 of the Illinois Municipal Code, as amended, by sending a notice by certified mail, postpaid, to each of the Trustees of Eastern Prairie Fire Protection District at the addresses indicated on the copy of said notice hereto attached, all notices being mailed on the 6th day of December, 1995, by this Affiant, at the Post Office in the City of Urbana, Illinois, being more than ten (10) days prior to the time mentioned in said notice as the time at which the Council of the City of Urbana would take action on the proposed Ordinance of Annexation; and

That a copy of said notice so mailed, as aforesaid, is hereto attached, and made a part of this Affidavit.

Phyllis D. Clark by
City Clerk Abner G. Robert, Deputy Clerk
City of Urbana

Subscribed and sworn to before me this

6th day of December, 1995

Elaine Taylor
Notary Public

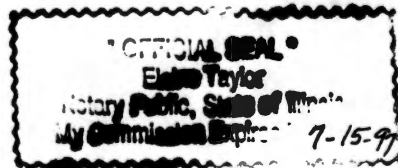


EXHIBIT A**NOTICE OF INTENT TO ANNEX TERRITORY
TO THE CITY OF URBANA****TO:**

Paul Tatman
Urbana Township Clerk's Office
2312 Perkins Road
Urbana, IL 61801

Maurice M. Schiff
Urbana Township Clerk's Office
2312 Perkins Road
Urbana, IL 61801

Gregory F. Foster
Urbana Township Clerk's Office
2312 Perkins Road
Urbana, IL 61801

David Lemke
Urbana Township Clerk's Office
2312 Perkins Road
Urbana, IL 61801

Urbana Township Board of Trustees

and

Tracy Winger
Urbana Township Commissioner of Highways
2312 E. Perkins Road
Urbana, IL 61801

and

Emil C. Kucera
794 County Road 1000 North
Champaign, IL 61820

Donald H. Roderick
318 Wilbur Avenue
Champaign, IL 61820

William John Auterman
3510 Marianna Drive
Champaign, IL 61821

Trustees of Eastern Prairie Fire Protection District

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Section 7-1-1 of the Illinois Municipal Code, the Council of the City of Urbana, Illinois, may pass an Ordinance annexing the following described territory to the City of Urbana:

Beginning on the quarter section line 41.5 feet south of the center of Section 6, Township 19 North, Range 9 East of the Third Principal Meridian, thence West 360 feet to the point of beginning; thence South 738.33 feet; thence East 360 feet; thence South 159.57 feet; thence West 813.47 feet; thence North 158.3 feet; thence West 228.53 feet to the East line of the public road along the Illinois Central Railroad property; thence North 30 degrees 3 minutes East along the East line of said public road 866.56 feet to the South line of the highway; thence North 89 degrees 49 minutes East along the highway for 253.48 feet to the point of beginning; situated in Champaign County, Illinois.

Said Tract containing 10.92 acres, more or less.

All situated in Champaign County, Illinois

commonly known for reference as **602 E. Kenyon Road**, Champaign, Illinois, and P.I.N. **30-21-06-326-007** respectively. Said territory lies within the boundaries of Eastern Prairie Fire Protection District and within the boundaries of Urbana Township, and is contiguous to the City of Urbana, Illinois.

Notice is further given that the Council of the City of Urbana will vote on an Ordinance annexing said territory to the City at its regular meeting **December 18, 1995** at 7:30 p.m. in the Council Chambers of the City Building located at 400 South Vine Street, Urbana, Illinois.

Phyllis D. Clark by
 City Clerk *Deborah J. Roberts, Deputy Clerk*
 City of Urbana, Illinois



DEPT. OF COMMUNITY DEVELOPMENT SERVICES

Planning and Economic Development Division

memorandum

TO: Phyllis Clark, City Clerk

FROM: Reed Berger, Economic Development Coordinator

DATE: November 1, 1995

SUBJECT: Annexation Petition for Capitol Machinery Company
602 E. Kenyon Road / P.I.N. 30-21-06-326-007

Enclosed is the original annexation petition delivered by John Weber, manager of the local Capitol Machinery Company facility located at the southeast corner of Kenyon Road and Oak Street. Please file this original annexation petition in your office.

The annexation has been tentatively scheduled for the November 20, 1995 Council meeting. The schedule for completing approval of the annexation is shown below.

Nov 01 Recommendation to place on Council agenda.

Nov 03 Annexation Interdepartmental Review Packet sent to staff.

Nov 07 Affidavit, Draft Ordinance, and Notice of Annexation, mailed to Urbana Township Board of Trustees, Urbana Township Commissioner of Highways, and the Eastern Prairie Fire Protection District.

Nov 14 Final staff comments due.

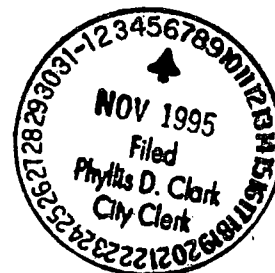
Nov 15 Council Packet Due.

Nov 20 Annexation considered for approval by Council.

c. A. Getchius, J. Waaler, K. Hadler

Attachments

/rab



(CAPFIL.ANX)



Petition for Annexation
to
THE CITY COUNCIL OF THE CITY OF URBANA
CHAMPAIGN COUNTY, ILLINOIS

The Petitioner, Capitol Machinery Co., respectfully states under oath:

1. Petitioner is the sole owner of record of the following legally described land (hereinafter sometimes referred to as the "Tract") to wit:

Beginning on the quarter section line 41.5 feet south of the center of Section 6, Township 19 North, Range 9 East of the Third Principal Meridian, thence West 360 feet to the point of beginning; thence South 738.33 feet; thence East 360 feet; thence South 159.57 feet; thence West 813.47 feet; thence North 158.3 feet; thence West 228.53 feet to the East line of the public road along the Illinois Central Railroad property; thence North 30 degrees 3 minutes East along the East line of said public road 866.56 feet to the South line of the highway; thence North 89 degrees 49 minutes East along the highway for 253.48 feet to the point of beginning; situated in Champaign County, Illinois.

Said Tract containing 10.92 acres, more or less.

All situated in Champaign County, Illinois.

Said Tract commonly referenced as 602 E. Kenyon Road, Champaign, Illinois, and having Parcel Identification Number 30-21-06-326-007.

2. Said territory is not situated within the corporate limits of any municipality, but is contiguous to the City of Urbana, Illinois.

3. There are no electors residing in the Tract.

PETITIONER RESPECTFULLY REQUESTS:

1. That the above described Tract be annexed to the City of Urbana by ordinance of the Mayor and City Council of the City of Urbana, pursuant to Section 7-1-8 of Chapter 24 of the Illinois Municipal Code of the State of Illinois, as amended.

Dated this 31st day of OCTOBER, 1995.

PETITIONER:

Capitol Machinery Co.

Donald Miller
Its: President

Attested:

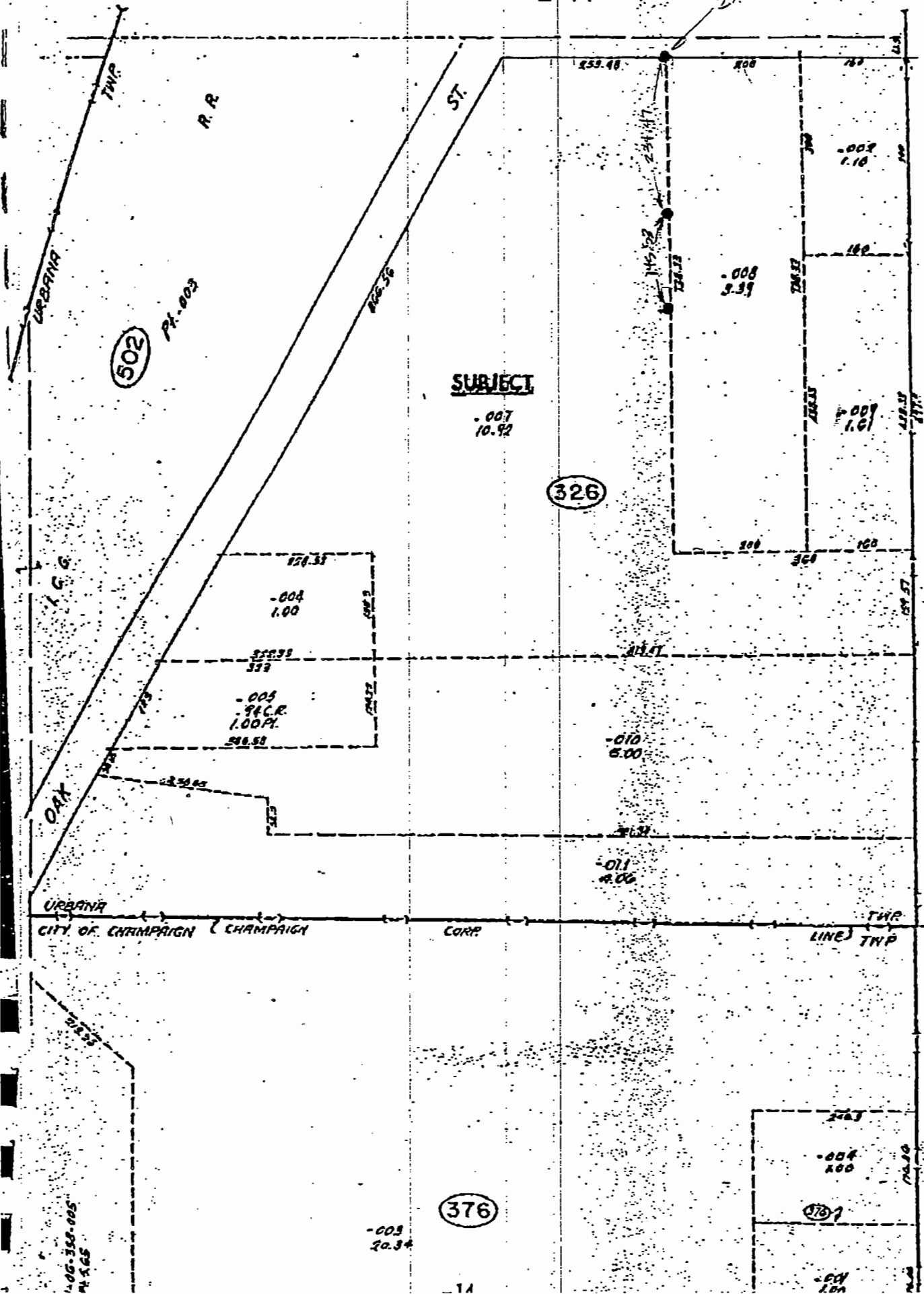
Patrick Leonard
Secretary

REVISED MAR. 1, 1988

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IP TYP.



SUBJECT

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