

Ordinance No. 9798-29

**AN ORDINANCE APPROVING THE ADDITION OF TERRITORY
TO THE URBANA ENTERPRISE ZONE**

(Flex-N-Gate 2, 505 N. Smith Road)

WHEREAS, on December 3, 1984 the City Council of the City of Urbana, Champaign County, Illinois (the "City") duly passed Ordinance No. 8485-38 entitled, "An Ordinance Designating An Area As An Enterprise Zone", which such ordinance was duly approved by the Mayor on December 10, 1984 (the "Ordinance"); and

WHEREAS, in connection with a review of the Ordinance and the written application made in connection therewith to the Department of Commerce and Community Affairs (the "Department") in accordance with the Illinois Enterprise Zone Act (the "Act"), the City Council, on March 18, 1985, duly passed Ordinance No. 8485-65 entitled, "An Ordinance Amending Ordinance No. 8485-38 entitled, 'An Ordinance Designating An Area As An Enterprise Zone'", which such ordinance was duly approved by the Mayor on March 25, 1985 (the "First Amending Ordinance"); and

WHEREAS, approval of the Enterprise Zone, as designated by the Ordinance and the First Amending Ordinance, was made by the Department by certification of the Ordinance and the First Amending Ordinance effective July 1, 1985; and

WHEREAS, the City Council of the City of Urbana, from time to time, has amended said Ordinance and the Department has so approved by certification of the Amending Ordinance; and

WHEREAS, the City Council now finds it necessary and desirable to further amend the terms of the Ordinance as amended, pursuant to Section 5.4 of the Act; and

WHEREAS, on Tuesday, August 5, 1997 the City duly caused public notice to be published in The News-Gazette, a newspaper of general circulation within the certified Enterprise Zone, as amended, and Champaign County, Illinois, of a public hearing to be held within the certified Enterprise Zone, as amended, on the question of whether to alter the boundaries of the certified Enterprise Zone, as amended, by adding a certain parcel thereto. Such public notice was published not more than twenty (20) days nor less than five (5) days before the public hearing scheduled for Monday, August 11, 1997 at 3:00 p.m.; and

WHEREAS, on Monday, August 11, 1997 the City duly conducted a public hearing at 3:00 p.m. at the Urbana Civic Center, 108 E. Water Street, Urbana, Illinois, a location within the certified Enterprise Zone, as amended, at which such public hearing information was presented and public comment was elicited on the questions as specified in the notice as published.

THIS ORDINANCE CONSISTS OF 2 PAGES.

Initials SR

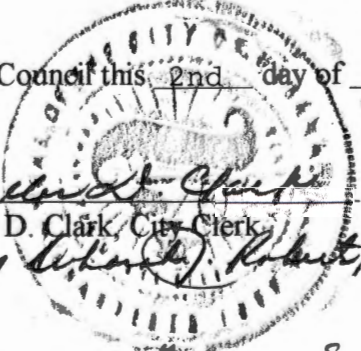
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1: That Section 2 of the Ordinance, as amended, entitled "Designation and Description of Zone Area", be and the same is hereby further amended to alter the boundaries of the Zone area by adding to such Zone area, as amended, the tract of real estate more particularly described in Exhibit A attached hereto and hereby incorporated by reference, such additional tract being contiguous to the certified Enterprise Zone as amended.

Section 2: This Amending Ordinance shall not become effective unless and until the proposed amendments contained herein are approved by the Department, and the Department issues an amended certificate for the Enterprise Zone established by the Ordinance, as amended, pursuant to the Act, in which such event this Amending Ordinance shall become effective on the first day of the calendar month following the date in which the amended certificate, together with the Ordinance as heretofore and hereby amended, shall be filed, recorded and transmitted as provided in Section 5.3 of the Act.

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.

PASSED by the City Council this 2nd day of September, 1997.


Phyllis D. Clark
Phyllis D. Clark, City Clerk
by William D. Robert, Deputy Clerk

APPROVED by the Mayor this 8th day of September, 1997.

Tod Satterthwaite
Tod Satterthwaite, Mayor

AYES: Hayes, Huth, Kearns, Patt, Taylor, Whelan, Wyman

NAYS:

ABSTAIN:

Exhibit A

**LEGAL DESCRIPTION OF TERRITORY TO BE ADDED
TO THE URBANA ENTERPRISE ZONE**

A parcel of land containing approximately 15.43 acres, more or less. Said parcel has a common street address of 505 N. Smith Road and permanent parcel number 91-21-09-426-007. The legal description of said parcel is:

Commencing at the Northeast corner of the Southeast Quarter of Section 9, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, said point being the Northeast Corner of Lot 5 of the Jacob M. Smith Estates, being a subdivision of the Southeast Quarter of Section 9, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois; thence S 66° 01' 06" W, along the South line of the property described in File No. 73-L-270 in the Circuit Clerk's office of the Champaign County Court House, being that property described in a Condemnation Suite of Wilson vs. The City of Urbana, 663.17 feet for a true place of beginning; thence S 01° 14' 23" W, 920.04 feet; thence S 87° 41, 27" E, 17.58 feet to a point on the North right-of-way line of FA Route 11; thence S 03° 52' 48" W, along the right-of-way line of FA Route 11, 143.63 feet to the Northeast Corner of Wilson Trailer Park; thence S 89° 48' 10" W, along the North line of Wilson Trailer Park, 697.87 feet; thence S 89° 36' 52" W, 111.10 feet to the West line of Lot 6 of a Subdivision of Jacob M. Smith Estates; thence N 00° 56' 49" W, along the West line of said Lot 6, 696.75 feet to the Southwest Corner of the property described in File No. 73-L-270 in the Circuit Clerk's office of the County Court House, being that property described in a Condemnation Suite of Wilson vs The City of Urbana; thence N 66° 01' 06" E, along the Southerly line of the property described in File No. 73-L-270 in the Circuit Clerk's office of the County Court House, 911.19 feet to the place of beginning, except the following tract:

Commencing at the Southeast corner of Lot 3 of the Butzow Industrial Subdivision, Champaign County, Illinois; thence N 00° 56' 49" W, along the East line of said Lot 3, said line also being the West line of Lot 6 of a subdivision of Jacob M. Smith Estate, being a subdivision of the Southeast Quarter of Section 9, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, 80.53 feet to the true place of beginning; thence N 89° 43' 53" E, 415.97 feet; thence S 00° 16' 06" E, 45.00 feet; thence S 89° 35' 42" E, 396.27 feet to the North and Westerly right-of-way line of FA Route 11; thence S 03° 52' 48" W, along the right-of-way line of FA Route 11, 31.58 feet to the Northeast corner of Wilson Trailer Park; thence S 89° 48' 10" W, along the North line of Wilson Trailer Park, 697.87 feet; thence S 89° 36' 52" W, 110.10 feet to the West line of Lot 6 of a subdivision of Jacob M. Smith Estates; thence N 00° 56' 49" W, along the West line of said Lot 6, 80.53 feet to the place of beginning, said tract containing 1.08 acres more or less and situated in Champaign County, Illinois.