

ORDINANCE NO. 9798-35

**AN AMENDMENT TO THE COMPREHENSIVE PLAN MAP OF THE CITY OF
URBANA, ILLINOIS**

(1009 A and 1009 B-C North Cunningham Avenue, Plan Case No. 1667-CP-97)

WHEREAS, after due publication, a public hearing was held by the Urbana Plan Commission on August 21, 1997 concerning the petition filed by Neil and Linda Foltzler in Plan Case #1667-CP-97; and

WHEREAS, the Urbana Plan Commission voted 5-1 to forward the case to the Urbana City Council with a recommendation to approve the request so that the Comprehensive Plan designation of the properties herein described below and commonly known as 1009 A and 1009 B-C North Cunningham from Low Density Residential to Commercial; and

WHEREAS, the requested Comprehensive Plan Amendment conforms to the goals and objectives of the City of Urbana's Comprehensive Plan, as amended; and

WHEREAS, the Urbana City Council has determined it is in the best interests of the citizens of the City of Urbana to amend the Comprehensive Plan.

NOW, THEREAFTER, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF URBANA, ILLINOIS, THAT:

Section 1. The petitioner's request to change the Comprehensive Plan designation of the following described area commonly known as 1009 A and 1009 B-C North Cunningham from Low Density Residential to Commercial is hereby approved:

Lot 3 of William F. Tipton Replat of parts of Lots 17 and 18 of a Subdivision of the Northeast Quarter of Section 8, Township 19 North, Range 9 East of the Third Principal Meridian, in the City of Urbana, Champaign County, and State of Illinois;

And also an easement for ingress and egress over the following described tract:
Commencing at the Southeast corner of Lot 3 of William F. Tipton Replat of parts of Lots 17 and 18 of a Subdivision of the Northeast Quarter of Section 8, Township 19 North, Range 9 East of the Third Principal Meridian; thence West along the South line of Lot 3, 29 feet; thence South 20 feet, thence East on a line parallel with the South line of said Lot 3 to the West right-of-way of Cunningham Avenue; thence Northerly along said right-of-way line to the Northeast corner of said Lot 2; thence West along the North line of said Lot 2 to the place of beginning, which easement shall be used for ingress and egress to and from Lot 3;

THIS ORDINANCE CONSISTS OF 2 PAGES.

Initials SR

And also the easement for utilities, to include sanitary sewer, water supply, gas and electricity supply purposes, together with the rights of construction, maintenance and repair of the same, and rights of ingress and egress, in the following described real estate: Commencing at the Southeast corner of Lot 3 of said William F. Tipton Replat, thence West 29 feet on the South line of said Lot 3, thence South 6 feet, thence East on a line parallel with the North line of Lot 2 of said Replat, to the West right-of-way line of Cunningham Avenue, thence Northerly along the West right-of-way line of said Cunningham Avenue to the Northeast corner of said Lot 2, thence West on the North line of said Lot 2, to the point of beginning; situated in the City of Urbana, Champaign County, and State of Illinois.

The said area above described being represented on the map attached hereto and incorporated herein by reference.

Section 2. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities. This Ordinance shall be in full force and effect from and after its passage and publication in accordance with the terms of Chapter 65, Section 1-2-4 of the Illinois Compiled Statutes (65 ILCS 5/1-2-4).

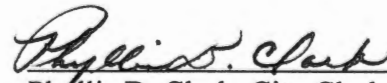
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a super-majority of the Members of the City Council of the City of Urbana, Illinois, at a special meeting of said Council.

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

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

NAYS:

ABSTAINED:


Phyllis D. Clark, City Clerk
By Deborah J. Robert, Deputy Clerk

APPROVED by the Mayor this 10th day of September, 1997.


Tod Satterthwaite, Mayor

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, Phyllis D. Clark, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois.

I certify that on the ____ day of _____, 1997, the corporate authorities of the City of Urbana passed and approved Ordinance No. _____, entitled "AN AMENDMENT TO THE COMPREHENSIVE PLAN OF THE CITY OF URBANA, ILLINOIS "(1009 A and 1009 B-C North Cunningham)" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. _____ was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the ____ day of _____, 1997, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

DATED at Urbana, Illinois, this ____ day of _____, 1997.

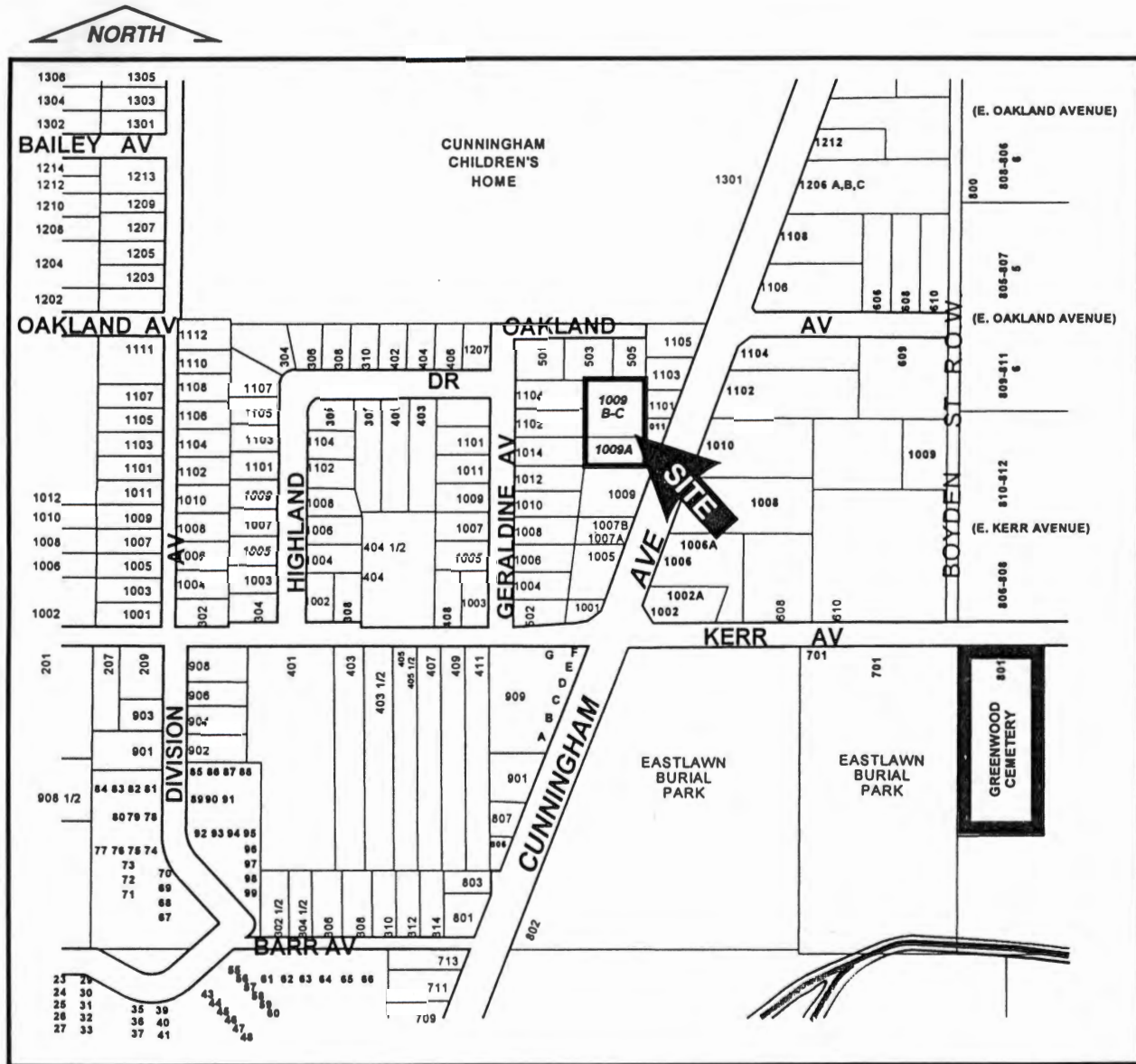
(SEAL)

Phyllis D. Clark, City Clerk

LOCATION MAP

1667-CP-97 and 1667-M-97

1009 A, B-C NORTH CUNNINGHAM AVENUE



PREPARED BY URBANA COMMUNITY DEVELOPMENT SERVICES

7/23/97