

ORDINANCE NO. 9899-16

**AN ORDINANCE EXTENDING THE VALIDITY OF A FINAL PLAT
(Harvest Glen Subdivision - Case No. 1678-S-97)**

WHEREAS, Jon Callahan and Harvest Church have petitioned the City of Urbana in Plan Case No. 1678-S-98 for the approval of a preliminary/final plat of Harvest Glen Subdivision, a 17.45 acre site located at the extension of Kenneth and Cindy Lynn Streets, west of High Cross Road and north of Perkins Road, approximately one mile from the Urbana city limits; and

WHEREAS, the Urbana City Council, after considering matters pertaining to the proposed combined Preliminary and Final Plat of Harvest Glen Subdivision at their December 15, 1997 Council meeting, approved the proposed subdivision in Ordinance No. 9798-77; and

WHEREAS, Section 21-15 F of the Urbana Subdivision and Land Development Code required that the plat must be recorded within ninety (90) days of the date the Mayor signs the ordinance approving the subdivision; and

WHEREAS, the Mayor signed the ordinance approving the subdivision on January 5, 1998; and

WHEREAS, the City Council, on March 16, 1998, approved Ordinance No. 9798-96, an ordinance approving the extension of the validity of the plat to July 3, 1998; and

WHEREAS, a subsequent amendment to the text of the Urbana Subdivision and Land Development Code now allows a plat to be valid for 180 days instead of 90 days; and

WHEREAS, Section 21-29 of the Urbana Subdivision and Land Development Code requires that at such time of recording, either all improvements be completed, or a construction bond in the amount of one hundred (100) percent of the estimated cost of construction be posted; and

WHEREAS, inclement weather and cost have caused the petitioner to be unable complete improvements nor post a construction bond prior to the extended required recording date; and

WHEREAS, pursuant to Section 21-29 A.4 of the Urbana Subdivision and Land Development Code, the petitioner has requested that the Urbana City Council grant a second extension, now a one hundred and eighty (180) day extension of the required recording date.

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

Section 1. The City Council finds and determines that the facts contained in the above recitations are true.

Section 2. That the Urbana City Council, under the authority of Section 21-29 A.4, hereby grants a second extension, a one hundred eighty (180) day extension from July 3, 1998 to Wednesday, December 30, 1998 of the validity of the final plat of Harvest Glen Subdivision as approved by the City Council on December 15, 1997.

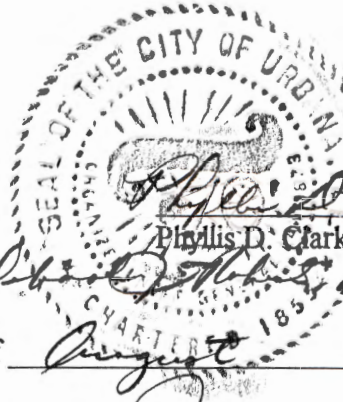
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 17th day of August, 1998.

PASSED by the City Council this 17th day of August, 1998.

AYES: Hayes, Kearns, Patt, Whelan, Wyman

NAYS: Huth

ABSTAINED:



Phyllis D. Clark
Phyllis D. Clark, City Clerk
by *Robert D. Hayes, Jr.* Deputy Clerk

APPROVED by the Mayor this 20th day of August, 1998.

James H. Hayes, Jr.
Tod Satterthwaite, Mayor
James H. Hayes, Jr. (Mayor Pro-ten