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DOC # _____
CHAMPAIGN COUNTY, ILL

ORDINANCE NO. 9899-48

AN ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF URBANA (MIRACLE WATER
1302 N. LINCOLN AVENUE)

'98 DEC 21 PM 4 08

[MAP ATTACHED]

Barbara A. Drueca
RECORDER

Prepared for recording by:

Deborah J. Roberts

Deputy City Clerk

400 S Vine St.
Urbana, IL 61801

Return to:

Phyllis D. Clark, City Clerk
City of Urbana
400 S. Vine Street
Urbana, IL 61801



98R38985

City of Urbana

400 South Vine Street

Post Office Box 219

Urbana, Illinois 61801-0219

(217) 384-2362

FAX (217) 384-2301

CLERK'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, PHYLLIS D. CLARK, City Clerk of the City of Urbana, Illinois, and keeper of the records, files and seal of said City, do hereby certify that the foregoing is a true and exact copy of an ordinance entitled, "AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA (MIRACLE WATER / 1302 N. LINCOLN AVENUE) [Ord. No. 9899-48]

approved by the City Council of the City of Urbana, Illinois, on the 7th day of December, A.D., 1998, as it appears in the records and files in my office remaining.

Given under my hand and seal of said City of Urbana, Illinois, this 21st day of December, A.D., 1998.



Phyllis D. Clark
Phyllis D. Clark, City Clerk
by Charles D. Roberts, Deputy Clerk



ORDINANCE NO. 9899-48AN ORDINANCE
ANNEXING CERTAIN TERRITORY
TO THE CITY OF URBANA

(Miracle Water / 1302 N. Lincoln Avenue)

FILED

DEC 21 1998

Mark Sheldon
COUNTY CLERK

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 November 20, 1998, that this Ordinance would be voted upon at a meeting of this Council at 7:30 p.m., Monday, December 7, 1998, and the Affidavit of mailing such Notice was duly recorded with the Recorder of Deeds of Champaign County, Illinois, on the 20th day of November, 1998; and

WHEREAS, there are no electors residing within said territory; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's R-4 Multiple Family Residential zoning district and upon annexation will automatically be classified R-4 Medium Density Multiple-Family Residential upon annexation in accordance with Article IV, Section IV-5 of the Urbana Zoning Ordinance; and

THIS ORDINANCE CONSISTS OF 4 PAGES.Initials SR

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:

The West 111.2 feet of the South 165.85 feet of the Southwest Quarter of the Northwest Quarter of the Northwest Quarter, Section 8, Township 19 North, Range 9 East of the 3rd Principal Meridian, except the the West 33 feet thereof in Champaign County, Illinois. Being the same tract described in a Deed in Trust recorded in Book 1816 at Page 723 in the Office of the Recorder of Deeds, Champaign County, Illinois.

Containing 0.2977 acre, more or less, all situated in Champaign County, Illinois.

commonly known for reference as **1302 N. Lincoln Avenue**, Urbana, 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 **30-21-08-101-005**, and following annexation the said parcel should bear the parcel index number **91-21-08-101-005**.

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

Section 3. 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 County Election Authority of Champaign County, Illinois.

Section 4. 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 R-4 Medium Density Multiple-Family Residential upon annexation and in accordance with Article IV, Section IV-5 of the Urbana Zoning Ordinance.

Section 5. The territory annexed herein is assigned to City of Urbana Ward 3.

Section 6. 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 7th day of December, 1998, A.D.

PASSED by the City Council this 7th day of December, 1998.



Phyllis D. Clark

Phyllis D. Clark, City Clerk

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

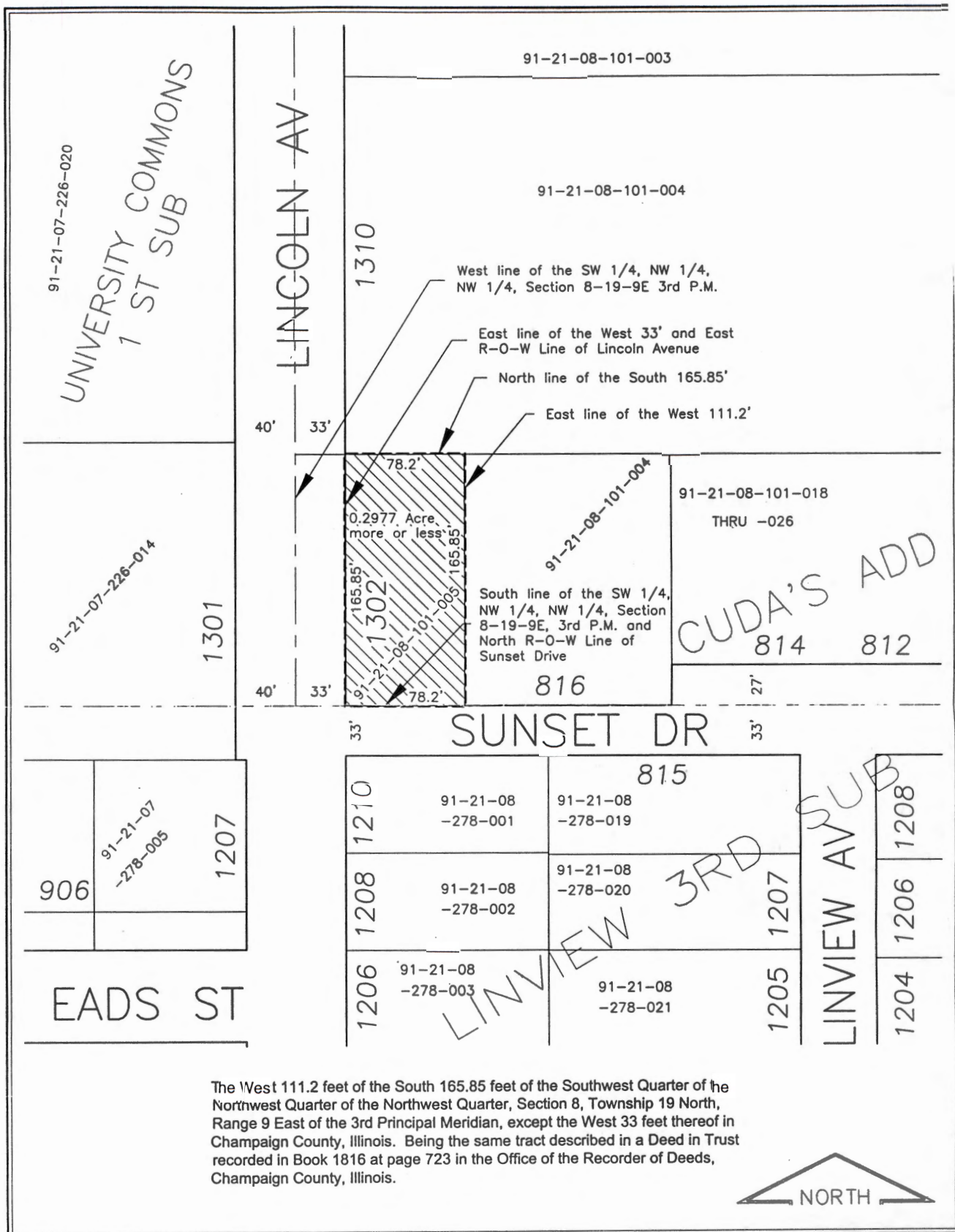
NAYS:

ABSTAINED:

APPROVED by the Mayor this 14th day of December, 1998.

Tod Satterthwaite

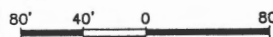
Tod Satterthwaite, Mayor



MAP SHOWING AREA
ANNEXED BY CITY
ORDINANCE NO.9899-48
CITY OF URBANA, ILLINOIS
CHAMPAIGN COUNTY
DATE: DECEMBER 7, 1998

REVISED 12/8/98 TO CORRECT ORDINANCE NUMBER

SCALE:



AREA OF ANNEXATION:



EXISTING CITY LIMITS:



DRAWN BY: K.L.H. 11/30/1998

CHECKED BY: B.W.F. 11/30/1998

ENGINEERING DIVISION



William R. Gray
DIRECTOR OF PUBLIC WORKS, CITY ENGINEER

4

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

MIRACLE WATER / 1302 N. LINCOLN AVENUE
(30-21-08-101-005)

98R35636

DOC # _____
CHAMPAIGN COUNTY, ILL

'98 NOV 20 PM 3 22

Barbara A. Duca
RECORDER

CITY OF URBANA
RECEIVED

DEC 09 1998

CITY CLERKS OFFICE

Prepared for recording by:

Robert J. Roberts
Deputy Clerk

Return to:

Phyllis D. Clark, City Clerk
City of Urbana
400 S. Vine Street
Urbana, IL 61801

1200
300
1500

**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, in compliance with the provisions of Section 5/7-1-1 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-1), by sending a notice by certified mail, postpaid, to each of the Board of Township Trustees and the Township Commissioner of Highways, indicated on the copy of said notice hereto attached, made a part of this Affidavit, and marked "Exhibit A"; 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 5/7-1-1 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-1), 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 20th day of November, 1998, 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, made a part of this Affidavit, and marked "Exhibit A."



Phyllis D. Clark
City Clerk
City of Urbana

Subscribed and sworn to before me this
20th day of November, 1998.

Deborah J. Roberts
Notary Public

I certify this is a true copy of the Affidavit I recorded in the Recorder's Office, Champaign County, Illinois, on the 20th day of November, 1998.

Phyllis D. Clark
Phyllis D. Clark, City Clerk



EXHIBIT A**NOTICE OF INTENT TO ANNEX TERRITORY
TO THE CITY OF URBANA****TO:****Paul Tatman**
3005 Kyle Street
Urbana, IL 61801**Maurice M. Schiff**
303 Carrie Avenue
Urbana, IL 61801**Gregory F. Foster**
310 Yankee Ridge Lane
Urbana, IL 61801**David Lemke**
1781 Independence
Urbana, IL 61801**Urbana Township Board of Trustees**

and

Dennis Collins
Urbana Township Commissioner of Highways
2312 E. Perkins Road
Urbana, IL 61801

and

Emil C. Kucera
794 County Road 1000 North
Champaign, IL 61820**Tom Limpke**
316 Paul Avenue
Champaign, IL 61820**William John Auterman**
3510 Marianna Drive
Champaign, IL 61821**Trustees of Eastern Prairie Fire Protection District**

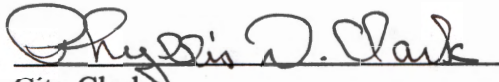
NOTICE IS HEREBY GIVEN, pursuant to the provisions of Section 5/7-1-13 of the Illinois Municipal Code, as amended (65 ILCS 5/7-1-13), that the Council of the City of Urbana, Illinois, will consider passage of an Ordinance annexing the following described territory to the City of Urbana:

The West 111.2 feet of the South 165.85 feet of the Southwest Quarter of the Northwest Quarter of the Northwest Quarter, Section 8, Township 19 North, Range 9 East of the 3rd Principal Meridian, except the the West 33 feet thereof in Champaign County, Illinois. Being the same tract described in a Deed in Trust recorded in Book 1816 at Page 723 in the Office of the Recorder of Deeds, Champaign County, Illinois.

Containing 0.2977 acre, more or less, all situated in Champaign County, Illinois.

commonly known for reference as **1302 N. Lincoln Avenue**, Urbana, Illinois, and further referenced as Champaign County permanent parcel number **30-21-08-101-005**. Said territory lies within the boundaries of Eastern Prairie Fire Protection District and the 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 7, 1998** at 7:30 p.m. in the Council Chambers of the City Building located at 400 South Vine Street, Urbana, Illinois.



City Clerk
City of Urbana, Illinois



DEPT. OF COMMUNITY DEVELOPMENT SERVICES

Planning and Economic Development Division

memorandum

9899-48

TO: Phyllis Clark, City Clerk

FROM: Reed Berger, Economic Development Coordinator

DATE: November 9, 1998

SUBJECT: **Original Annexation Petition to be filed at City Clerk's Office
Miracle Water / 1302 N. Lincoln Avenue (Keith Jamieson)**

Enclosed is the original annexation petition signed by the Keith Jamieson's parents who are co-trustees of the deed in trust for the property proposed to be annexed. Please file this original annexation petition in your office.

The annexation is tentatively scheduled for the December 7th Council meeting. The schedule for completing approval of the annexation is shown below.

Nov 10	Recommendation to place on Council agenda.
Nov 13	Affidavit, Draft Ordinance, and Notice of Annexation, mailed to Urbana Township Board of Trustees, Urbana Township Commissioner of Highways, and the Philo and EdgeScott Fire Protection Districts.
Nov 23	Annexation considered for recommendation to move to Council by Committee of the Whole
Dec 07	Annexation considered for approval by Council.

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



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

The Petitioners, Robert Keith Jamieson, Sr. and Viola S. Jamieson, co-trustees of a Trustee Agreement dated May 1, 1992, respectfully state under oath:

1. Petitioner is the sole owner of record of the following legally described land (hereinafter sometimes referred to as the Tract), except any public right-of-way property to wit:

The West 111.2 feet of the South 165.85 feet of the Southwest Quarter of the Northwest Quarter of the Northwest Quarter, Section 8, Township 19 North, Range 9 East of the 3rd Principal Meridian, except the the West 33 feet thereof in Champaign County, Illinois. Being the same tract described in a Deed in Trust recorded in Book 1816 at Page 723 in the Office of the Recorder of Deeds, Champaign County, Illinois.

Containing 0.2977 acre, more or less, all situated in Champaign County, Illinois.

Commonly known as 1302 N. Lincoln Avenue and also identified as Parcel Index Number 30-21-08-101-005.

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 said Tract.

PETITIONER RESPECTFULLY REQUESTS:

1. That said Tract described above herein be annexed to the City of Urbana, Illinois pursuant to Section 5/7-1-8 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-8).

Dated this 9th day of November, 1998.

PETITIONER:

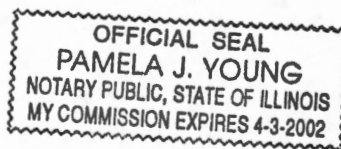
Robert Keith Jamieson, Sr.
Robert Keith Jamieson, Sr.
Trustee

Viola S. Jamieson
Viola S. Jamieson
Trustee

Subscribed and sworn to before me this

9th day of November, 1998.

Pamela J. Young
NOTARY PUBLIC



My commission expires: 4-3-2002