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Recording Cover Sheet

ORDINANCE NO. 2000-02-015

"AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA (1805 AND 1807 N. CUNNINGHAM AVENUE/LAND TRUST NO. U-1, DATED JANUARY 26, 1999)"

and

MAP SHOWING AREA ANNEXED BY CITY ORDINANCE NO. 2000-02-015

2000 R 04284

DOC # _____
CHAMPAIGN COUNTY, ILL

2000 MAR 1 PM 2 19

Barbara A. Drueca
RECORDER

Prepared for recording by:

Deborah J. Roberts, Deputy City Clerk

400 S. Vine Street, Urbana, IL 61801

Return to:

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

00R04284
00R04284

ORDINANCE NO. 2000-02-015

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA

(1805 and 1807 N. Cunningham Avenue/Land Trust
No. U-1, dated January 26, 1999)

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 Carroll 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 February 11, 2000, that this Ordinance would be voted upon at a meeting of this Council at 7:30 p.m., Monday, February 21, 2000, and the Affidavit of mailing such Notice was duly recorded with the Recorder of Deeds of Champaign County, Illinois, on the 18th day of February, 2000; and

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

WHEREAS, the City Council passed Ordinance No. 2000-02-015 on February 21, 2000 approving and authorizing the execution of an annexation agreement wherein the property owner agreed to annex the hereinafter described territory to the City of Urbana within thirty days from the effective date of said annexation agreement; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's B-4 General Business district and upon annexation will automatically be classified B-3 General Business 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

FILED

MAR 01 2000

Mark Sheldon
CHAMPAIGN COUNTY CLERK

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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.

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

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

A part of the Southwest Quarter of the Southwest Quarter of Section 4, Township 19 North, Range 9 East, of the 3rd Principal Meridian Champaign County, Illinois more particularly described as follows:

Beginning at the intersection of the west Right-of-Way line of F. A. Route 39 (U.S. Route 45) and the North line of Lot 1 of Lillian M. Nelson's Subdivision of the South Half of Lot 2 of the Subdivision of the Southwest Quarter of the Southwest Quarter of said Section 4, as recorded in Plat Book E at page 458 in the Champaign County Recorder's Office; thence North 89° 55' 00" West along the North line of said Lot 1 for a distance of 172.50 feet; thence North 00° 29' 10" East for a distance of 164.18 feet; thence South 89° 52' 23" East for a distance of 247.97 feet to a point lying on the west Right-of-Way line of F. A. Route 39 (U.S. Route 45); thence South 25° 07' 46" West along the west Right-of-Way line of F. A. Route 39 (U.S. Route 45) for a distance of 181.01 feet to the Point of Beginning, being the same parcels conveyed in a Warranty Deed recorded as Document No. 88R13153 in the Office of the Recorder of Deeds, Champaign County, Illinois and a Quit Claim Deed recorded as Document No. 87R4588 in the Office of the Recorder of Deeds, Champaign County, Illinois,

The above described tract being the same as "Tract 2" and "Exception to Tract 2", as shown on an unrecorded Plat of a Survey of "A Part of the Southwest Quarter of the Southwest Quarter of Section 4, Township 19 North, Range 9 East of the 3RD P.M., Champaign County, Illinois", dated May 28, 1999, and prepared by Orville J. Hewkin III, IPLS No. 2338.

Encompassing 0.792 Acres, more or less, all being situated in Champaign County, Illinois.

Together with the following described adjacent public Right-of-Way which is by operation of the law, automatically annexed with the adoption of an annexation ordinance pertaining to this parcel:

Cunningham Avenue, (F. A. Route 39 & U.S. Route 45) right-of-way lying adjacent to the above described parcel being 120 feet in width, more particularly described as follows:

Beginning at the intersection of the west Right-of-Way line of F. A. Route 39 (Cunningham Avenue, U.S. Route 45) and the North line of Lot 1 of said Lillian M. Nelson's Subdivision of the South Half of Lot 2 of the Subdivision of the Southwest Quarter of the Southwest Quarter of said Section 4; thence, South 64° 52' 14" East, perpendicular to the centerline of said Cunningham Avenue, 120.00 feet, to the east Right-of-Way line of said Cunningham Avenue; thence, North 25° 07' 46" East, along said east Right-of-Way line, 173.23 feet, to the intersection of said line with the City Limit line as depicted on a Map Showing Area Annexed by City Ordinance No. 8788-36, City of Urbana, Illinois, Champaign County, Date: November 2, 1987, said point also being the southwest corner of a parcel of Right-of-Way dedicated by a document recorded in Deed Record Book 531, at page 212, in the Office of the Recorder of Deeds, Champaign County, Illinois; thence, North 61° 21' 38" West, along said City Limit line, 120.25 feet, to the northeast corner of the tract hereby annexed; thence, South 25° 07' 46" West, along the west Right-of-Way line of F. A. Route 39 (Cunningham Avenue, U.S. Route 45), 181.01 feet to the point of beginning.

Encompassing 0.49 acre, more or less, all being situated in Champaign County, Illinois.

commonly known for reference as 1807 and 1805 N. Cunningham Avenue, Urbana, Illinois, be and the same is hereby annexed to the City of Urbana, Illinois. The above-described parcels, prior to annexation, have the parcel index numbers 30-21-04-351-016 and 30-21-04-351-017, and following annexation the said parcels should bear the parcel index numbers 91-21-04-351-016 and 91-21-04-351-017, respectively. The above legal description being the same parcels of land which are subject to the annexation agreement between the parties referred to above.

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.

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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 B-3 General Business 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 5.

Section 6. This Ordinance shall take effect at 12:00 p.m. CDT, February 25, 2000.

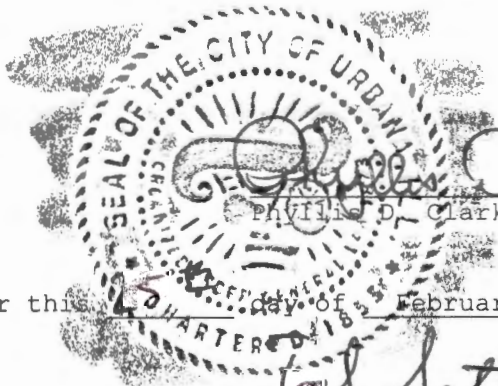
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 21st day of February, 2000, A.D.

PASSED by the City Council this 21st day of February, 2000.

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

NAYS:

ABSTAINS:



Phillip D. Clark
Phillip D. Clark, City Clerk

Tod Satterthwaite
Tod Satterthwaite, Mayor

APPROVED by the Mayor this 21st day of February, 2000.

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Recording Cover Sheet

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

(1805 AND 1807 N. CUNNINGHAM AVENUE)

2000R03547

DOC # _____
CHAMPAIGN COUNTY, ILL

1200
300
1500

2000 FEB 18 PM 3 28

Barbara A. Dracca
RECORDER

Prepared for recording by:

Deborah J. Roberts, Deputy City Clerk

400 S. Vine Street, Urbana, IL 61801

Return to:

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

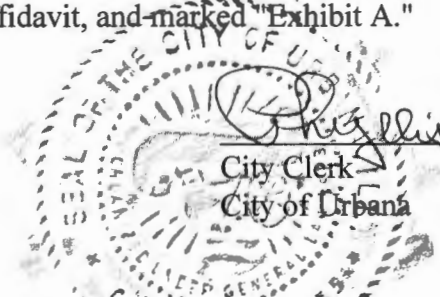
**AFFIDAVIT OF MAILING NOTICE OF INTENT
TO ANNEX TERRITORY TO THE CITY OF URBANA**

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 5/7-1-13 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-13), 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 Carroll Fire Protection District to the City of Urbana, Illinois, in compliance with the provisions of Section 5/7-1-13 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-13), by sending a notice by certified mail, postpaid to each of the Trustees of Carroll Fire Protection District at the addresses indicated on the copy of said notice hereto attached, all notices being mailed on the 11th day of February, 2000, 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
11th day of February, 2000.

I certify this is a true copy of the Affidavit I recorded in the Recorder's Office, Champaign County, Illinois, on the 17th day of February, 2000.

Deborah J. Roberts
Notary Public

Phyllis D. Clark
Phyllis D. Clark, City Clerk

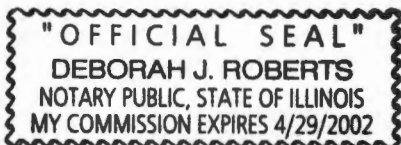


EXHIBIT A**NOTICE OF INTENT TO ANNEX TERRITORY
TO THE CITY OF URBANA****TO:**

Paul Tatman
3103 Tatman Court, Suite 104
Urbana, IL 61802

Maurice M. Schiff
303 Carrie Avenue
Urbana, IL 61802

Gregory F. Foster
310 Yankee Ridge Lane
Urbana, IL 61802

David Lemke
1781 Independence
Urbana, IL 61802

Urbana Township Board of Trustees

and

Dennis Collins
Urbana Township Commissioner of Highways
2312 E. Perkins Road
Urbana, IL 61802

and

T. E. Harnsberger
2104 E. Barnes
Urbana, IL 61802

Robert Venable
1912 Kenneth Street
Urbana, IL 61802

Glen Mueller
2408 E. Airport Road
Urbana, IL 61802

Trustees of Carroll 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:

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A part of the Southwest Quarter of the Southwest Quarter of Section 4, Township 19 North, Range 9 East, of the 3rd Principal Meridian Champaign County, Illinois more particularly described as follows:

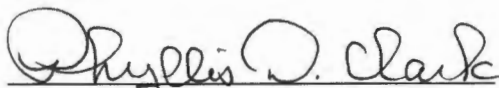
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Encompassing 0.972 Acres, more or less, all being situated in Champaign County, Illinois.

commonly known for reference as 1807 N. Cunningham Avenue and 1805 N. Cunningham Avenue, Urbana, Illinois, and further referenced as Champaign County permanent parcel numbers 30-21-04-351-016 and 30-21-04-351-017, respectively. Said territory lies within the boundaries of Carroll 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 **February 21, 2000** 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