

2000R18649

RECORDED ON

08-10-2000 4:24:48

CHAMPAIGN COUNTY  
RECORDER  
BARBARA A. FRASCA

REC. FEE: 17.00  
REV FEE:  
PAGES: 6  
PLAT ACT: 0

6  
Recording Cover Sheet

ORDINANCE NO. 2000-07-078

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE  
CITY OF URBANA (FARM & FLEET/2501 N. CUNNINGHAM  
AVENUE)

and

MAP SHOWING AREA ANNEXED BY CITY ORDINANCE  
#2000-07-078

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

**FILED**ORDINANCE NO. 2000-07-078

AUG 10 2000

**AN ORDINANCE  
ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA**

*Mark Sheldon*  
CHAMPAIGN COUNTY CLERK

(Farm & Fleet / 2501 N. Cunningham Avenue)

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 July 26, 2000, that this Ordinance would be voted upon at the regular meeting of this Council at 7:30 p.m., Monday, August 7, 2000, and the Affidavit of mailing such Notices was duly recorded with the Recorder of Deeds of Champaign County, Illinois, on the 4th day of August, 2000; and

WHEREAS, a written petition signed by all of the owners of Record of all land within such territory has been filed with the City Clerk of the City of Urbana, Illinois, requesting annexation thereof to the City of Urbana; and

WHEREAS, the City Council passed Ordinance No. 2000-07-089 on August 7, 2000 approving and authorizing the execution of an annexation agreement setting forth the terms and conditions related to the hereinafter described territory; 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

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:

A tract of land lying in the NW  $\frac{1}{4}$  Section 4, Township 19 North, Range 9 East of the Third Principal Meridian described as follows:

All of the South Half of the South Half of the NE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 4, lying West of the right-of-way of U.S. Route 45 and all of the North Half of the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 4 lying West of the right-of-way of U.S. Route 45, EXCEPT the following:

Beginning at the Northwest corner of the South Half of the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 4, running thence North 403.8 feet to a stake; thence East 735 feet to the West line of the right-of-way of the Kankakee and Urbana Traction Company, 596 feet; thence West 559 feet to the place of beginning, all in Township 19 North, Range 9 East of the Third Principal Meridian situated in Champaign County, Illinois; also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by dedication of right-of-way dated March 30, 1955 and recorded March 1955 in Book 520 at page 547 as document 544635; and also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by Warranty Deed dated March 13, 1973 and recorded May 16, 1973 in Book 1005 at page 199 as document 73 R 6765.

Situated in Urbana Township, Champaign County, Illinois and encompassing 10.62 Acres, more or less.

Together with the following described adjacent public Right-of-Way, which by operation of the law is automatically annexed with the adoption of an Annexation Ordinance pertaining to this tract;

Cunningham Avenue (U.S. Route 45, F.A. Route 26, S.B.I. 25),

Situated in Urbana Township, Champaign County, Illinois and encompassing 4.33 Acres, more or less.

commonly known for reference as 2501 N. Cunningham 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 30-21-04-100-005, and following annexation the said parcel should bear the parcel index number 91-21-04-100-005.

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 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, August 8, 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 7<sup>th</sup> day of August, 2000, A.D.

PASSED by the City Council this 7<sup>th</sup> day of August,  
2000.

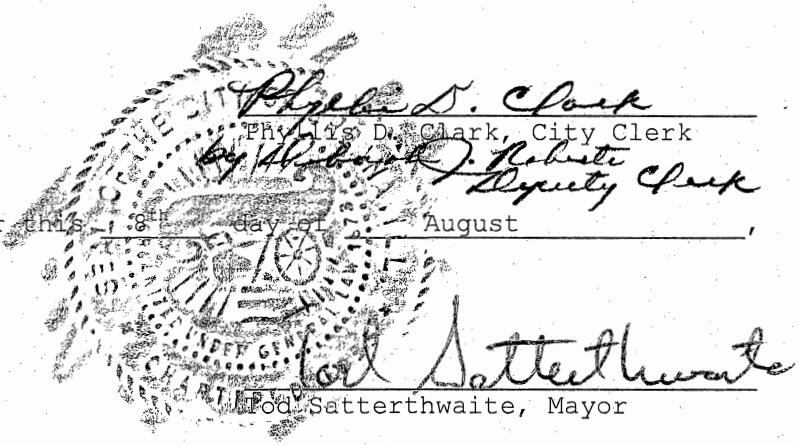
AYES: Hayes, Huth, Kearns, Patt, Taylor, Wyman

NAYS:

ABSTAINS:

APPROVED by the Mayor this 8<sup>th</sup> day of August,

2000.



2000R18113

RECORDED ON

08-04-2000 4:01:26

CHAMPAIGN COUNTY  
RECORDER  
BARBARA A. FRASCA

REC. FEE: 15.00  
REV FEE:  
PAGES: 4  
PLAT ACT: 0

Recording Cover Sheet

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

(FARM & FLEET/2501 N. CUNNINGHAM AVENUE)

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 5/7-1-1 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 Carroll 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 Carroll Fire Protection District at the addresses indicated on the copy of said notice hereto attached, all notices being mailed on the 26<sup>th</sup> day of July, 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  
*Robert J. Roberts*  
Deputy Clerk  
City of Urbana

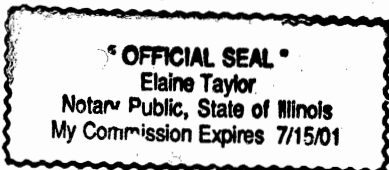
Subscribed and sworn to before me this

26<sup>th</sup> day of July, 2000.

*Elaine Taylor*  
Notary Public

I certify this is a true copy of the Affidavit I recorded in the Recorder's Office, Champaign County, Illinois, on the 4<sup>th</sup> day of August, 2000.

*Phyllis D. Clark*  
Phyllis D. Clark, City Clerk



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

Paul Tatman  
2802 E. Slayback Road  
Urbana, IL 61802

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

Ken Buchanan  
501 McGee Road  
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

Jim Prather  
**Urbana Township Commissioner of Highways**  
2312 E. Perkins Road  
Urbana, IL 61802

and

Thomas 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 5/7-1-1 of the Illinois Municipal Code, as amended (65 ILCS 5/7-1-1), 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:



A tract of land lying in the NW ¼ Section 4, Township 19 North, Range 9 East of the Third Principal Meridian described as follows:

All of the South Half of the South Half of the NE ¼ of the NW ¼ of Section 4, lying West of the right-of-way of U.S. Route 45 and all of the North Half of the SE ¼ of the NW ¼ of Section 4 lying West of the right-of-way of U.S. Route 45, EXCEPT the following:

Beginning at the Northwest corner of the South Half of the SE ¼ of the NW ¼ of Section 4, running thence North 403.8 feet to a stake; thence East 735 feet to the West line of the right-of-way of the Kankakee and Urbana Traction Company, 596 feet; thence West 559 feet to the place of beginning, all in Township 19 North, Range 9 East of the Third Principal Meridian situated in Champaign County, Illinois; also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by dedication of right-of-way dated March 30, 1955 and recorded March 1955 in Book 520 at page 547 as document 544635; and also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by Warranty Deed dated March 13, 1973 and recorded May 16, 1973 in Book 1005 at page 199 as document 73 R 6765.

Containing 10.62 Acres, more or less, all situated in Champaign County, Illinois

commonly known for reference as 2501 N. Cunningham Avenue, Urbana, Illinois, and further referenced as Champaign County permanent parcel number 30-21-04-100-005. 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 August 7, 2000 at 7:30 p.m. in the Council Chambers of the City Building located at 400 South Vine Street, Urbana, Illinois.

*Phyllis D. Clark*  
 City Clerk by *Robert J. Roberts*  
 City of Urbana, Illinois *Deputy Clerk*

CITY OF URBANA  
RECEIVED

JUN 21 2000

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

The Petitioner, **Farm & Fleet of Monroe Incorporated, a Wisconsin Company.**, respectfully states 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:

**A tract of land lying in the NW ¼ Section 4, Township 19 North, Range 9 East of the Third Principal Meridian described as follows:**

**All of the South Half of the South Half of the NE ¼ of the NW ¼ of Section 4, lying West of the right-of-way of U.S. Route 45 and all of the North Half of the SE ¼ of the NW ¼ of Section 4 lying West of the right-of-way of U.S. Route 45, EXCEPT the following:**

**Beginning at the Northwest corner of the South Half of the SE ¼ of the NW ¼ of Section 4, running thence North 403.8 feet to a stake; thence East 735 feet to the West line of the right-of-way of the Kankakee and Urbana Traction Company; thence Southwest along the West line of said right-of-way of the Kankakee and Urbana Traction Company, 596 feet; thence West 559 feet to the place of beginning, all in Township 19 North, Range 9 East of the Third Principal Meridian situated in Champaign County, Illinois; also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by dedication of right-of-way dated March 30, 1955 and recorded May 2, 1955 in Book 520 at page 547 as document 544635; and also EXCEPT therefrom that portion thereof conveyed to the State of Illinois by Warranty Deed dated March 13, 1973 and recorded May 16, 1973 in Book 1005 at page 199 as document 73 R 6765.**

Commonly known as **2501 N. Cunningham Avenue** and also identified as Parcel Index Number **30-21-04-100-005**.

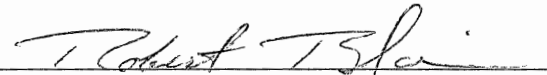
2. Said territory is not situated within the corporate limits of any municipality, but is contiguous to the City of Urbana, Illinois

**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 11<sup>TH</sup> day of JUNE, 2000

**PETITIONER:**



**Robert S. Blain, President**

**Farm & Fleet of Monroe Incorporated, a Wisconsin Company**

Subscribed and sworn to before me this

16<sup>TH</sup> day of June, 2000



NOTARY PUBLIC

My commission expires: 7-09-00