

2000R19959

RECORDED ON

08-25-2000 3:01:51

CHAMPAIGN COUNTY  
RECORDER  
BARBARA A. FRASCA

REC. FEE: 17.00

REV FEE:

PAGES: 6

PLAT ACT: 0

6  
Recording Cover Sheet

ORDINANCE NO. 2000-08-095

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE  
CITY OF URBANA (LOTS 901 AND 902 OF THE  
PRELIMINARY PLAT OF BERINGER COMMONS  
SUBDIVISION)

and

MAP SHOWING AREA ANNEXED BY CITY ORDINANCE  
#2000-08-095

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**

AUG 25 2000

*Mark Sheldon*  
CHAMPAIGN COUNTY CLERK

ORDINANCE NO. 2000-08-095

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

(Lots 901 and 902 of the Preliminary Plat of Beringer Commons Subdivision)

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 Edge-Scott 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 August 10, 2000, that this Ordinance would be voted upon at the regular meeting of this Council at 7:30 p.m., Monday, August 21, 2000, and the Affidavit of mailing such Notices was duly recorded with the Recorder of Deeds of Champaign County, Illinois, on the 10th 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, there are no electors residing within said territory; and

WHEREAS, the City Council passed Ordinance No. 9192-20 on August 5, 1991 approving and authorizing the execution of an annexation agreement referring to the territory to be annexed by this Ordinance as Tract IV; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's B-2 Neighborhood Business zoning district and upon annexation will be classified B-1 Neighborhood Business upon annexation in accordance with the above-referenced annexation agreement; 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:

PART OF THE SE 1/4 OF SECTION 10, T. 19 N., R. 9 E. OF THE 3<sup>RD</sup> P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTHEAST CORNER OF THE SE 1/4 OF SECTION 10, T. 19 N., R. 9 E. OF THE 3<sup>RD</sup> P.M.; THENCE S. 00°56'34" E., AS REFERENCED FROM AN ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY SURVEY FOR FEDERAL AID ROUTE 808 (ILLINOIS ROUTE 130) DATED AUGUST 20, 1985, ALONG THE EAST LINE OF SAID SE 1/4 OF SECTION 10, 1,195.53 FEET TO AN IRON PIPE MONUMENT ON THE SOUTH LINE OF AN ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID INTERSTATE ROUTE 05; THENCE CONTINUING S. 00°56'34" E., ALONG THE EAST LINE OF SAID SE 1/4 OF SECTION 10, 187.34 FEET TO AN IRON PIPE MONUMENT ON THE NORTH LINE OF SAID ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID ROUTE 808 (ILLINOIS ROUTE 130); THENCE S. 89°03'13" W., ALONG THE NORTH LINE OF SAID ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID ROUTE 808 (ROUTE 130), 40.14 FEET TO AN IRON PIPE MONUMENT ON THE WESTERLY RIGHT-OF-WAY LINE OF HIGH CROSS ROAD (TOWNSHIP ROAD 1600E); THENCE S. 00°18'26" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 446.73 FEET TO AN IRON PIPE MONUMENT; THENCE S. 06°50'41" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 93.26 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING S. 06°50'41" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 411.02 FEET TO AN IRON PIPE MONUMENT; THENCE S. 01°18'01" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 150.88 FEET TO AN IRON PIPE MONUMENT; THENCE S. 48°57'05" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 32.73 FEET TO AN IRON PIPE MONUMENT AT THE INTERSECTION OF SAID WESTERLY RIGHT-OF-WAY LINE AND THE NORTHERLY RIGHT-OF-WAY LINE OF FEDERAL AID ROUTE 808 (U.S. ROUTE 150 - SBI ROUTE 10); THENCE S. 89°39'50" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE,

150.00 FEET TO AN IRON PIPE MONUMENT; THENCE S. 83°57'12" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 201.00 FEET TO AN IRON PIPE MONUMENT; THENCE, S. 89°05'28" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 225.62 FEET; THENCE, N. 00°56'34" W., 247.26 FEET; THENCE N. 49°32'35" E., 550.87 FEET; THENCE N. 89°39'50" E., 237.48 FEET TO THE POINT OF BEGINNING, CONTAINING 6.744 ACRES, MORE OR LESS, ALL SITUATED IN URBANA TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS. ALSO KNOWN FOR REFERENCE AS LOTS 901 AND 902 OF THE PRELIMINARY PLAT OF BERINGER COMMONS SUBDIVISION.

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 TRACT:

HIGH CROSS ROAD

SITUATED IN URBANA TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS AND ENCOMPASSING 1.697 ACRES, MORE OR LESS.

commonly known for reference as Lots 901 and 902 of the Preliminary Plat of Beringer Commons Subdivision, 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 30-21-10-400-008 and following annexation the said parcel should bear the parcel index number 91-21-10-400-008.

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-1 Neighborhood Business upon annexation and in

accordance with an annexation agreement approved and authorized on August 5, 1991 by Council Ordinance No. 9192-20.

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 30, 2000.

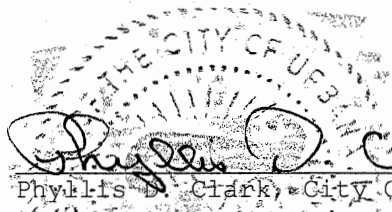
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 21<sup>st</sup> day of August, 2000, A.D.

PASSED by the City Council this 21<sup>st</sup> day of August, 2000.


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

NAYS:

ABSTAINS:

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

APPROVED by the Mayor this 22<sup>nd</sup> day of August, 2000.

  
*Tod Satterthwaite*  
Tod Satterthwaite, Mayor

2000R18642

RECORDED ON

08-10-2000 4:25:39

CHAMPAIGN COUNTY  
RECORDER  
BARBARA A. FRASCA

REC. FEE: 16.00  
REV FEE:  
PAGES: 5  
PLAT ACT: 0

# Recording Cover Sheet

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

(LOTS 901 AND 902 OF THE PRELIMINARY PLAT OF  
BERINGER COMMONS SUBDIVISION)

2000-08-095

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

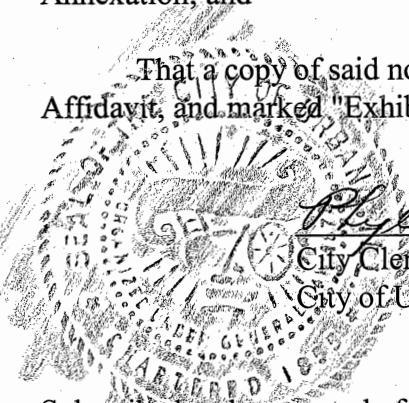
**AFFIDAVIT OF MAILING NOTICE OF INTENT  
TO ANNEX TERRITORY TO THE CITY OF URBANA**

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 Edge-Scott 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 Edge-Scott Fire Protection District at the addresses indicated on the copy of said notice hereto attached, all notices being mailed on the 10<sup>th</sup> day of August, 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."



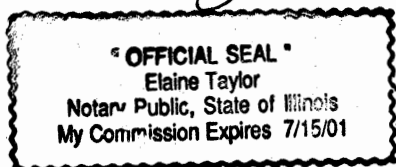
Phyllis D. Clark  
City Clerk by Robert J. Robert  
City of Urbana Deputy Clerk

Subscribed and sworn to before me this  
10<sup>th</sup> day of August, 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 10<sup>th</sup> day of August, 2000.

Phyllis D. Clark  
Phyllis D. Clark, City Clerk  
by Robert J. Robert  
Deputy Clerk



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

Ken Buchanan  
501 McGee Road  
Urbana, IL 61802

Paul Tatman  
3103 Tatman Court, Suite 104  
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

Dorthea Hunt  
405 Ira Street  
Urbana, IL 61802

Dale Hubert  
2706 E. Main Street  
Urbana, IL 61802

Linda Barcus  
2605 E. California Avenue  
Urbana, IL 61802

**Trustees of Edge-Scott 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:



**TRACT IV**

**PART OF THE SE 1/4 OF SECTION 10, T. 19 N., R. 9 E. OF THE 3rd P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS;**

**COMMENCING AT THE NORTHEAST CORNER OF THE SE 1/4 OF SECTION 10, T. 19 N., R. 9 E. OF THE 3rd P.M.; THENCE S. 00°56'34" E., AS REFERENCED FROM AN ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY SURVEY FOR FEDERAL AID ROUTE 808 (ILLINOIS ROUTE 130) DATED AUGUST 20, 1985, ALONG THE EAST LINE OF SAID SE 1/4 OF SECTION 10, 1,195.53 FEET TO AN IRON PIPE MONUMENT ON THE SOUTH LINE OF AN ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID INTERSTATE ROUTE 05; THENCE CONTINUING S. 00°56'34" E., ALONG THE EAST LINE OF SAID SE 1/4 OF SECTION 10, 187.34 FEET TO AN IRON PIPE MONUMENT ON THE NORTH LINE OF SAID ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID ROUTE 808 (ILLINOIS ROUTE 130); THENCE S. 89°03'13" W., ALONG THE NORTH LINE OF SAID ILLINOIS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY ACQUISITION FOR FEDERAL AID ROUTE 808 (ROUTE 130), 40.14 FEET TO AN IRON PIPE MONUMENT ON THE WESTERLY RIGHT-OF-WAY LINE OF HIGH CROSS ROAD (TOWNSHIP ROAD 1600E); THENCE S. 00°18'26" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 446.73 FEET TO AN IRON PIPE MONUMENT; THENCE S. 06°50'41" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 93.26 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING S. 06°50'41" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 411.02 FEET TO AN IRON PIPE MONUMENT; THENCE S. 01°18'01" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 150.88 FEET TO AN IRON PIPE MONUMENT; THENCE S. 48°57'05" W., ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 32.73 FEET TO AN IRON PIPE MONUMENT AT THE INTERSECTION OF SAID WESTERLY RIGHT-OF-WAY LINE AND THE NORTHERLY RIGHT-OF-WAY LINE OF FEDERAL AID ROUTE 808 (U.S. ROUTE 150 - SBI ROUTE 10); THENCE S. 89°39'50" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 150.00 FEET TO AN IRON PIPE MONUMENT; THENCE S. 83°57'12" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 201.00 FEET TO AN IRON PIPE MONUMENT; THENCE, S. 89°05'28" W., ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, 225.62 FEET; THENCE, N. 00°56'34" W., 247.26 FEET; THENCE N. 49°32'35" E., 550.87 FEET; THENCE N. 89°39'50" E., 237.48 FEET TO THE POINT OF BEGINNING, CONTAINING 6.744 ACRES, MORE OR LESS, ALL SITUATED IN URBANA TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS.**

commonly known for reference as **Lots 901 and 902 of the Preliminary Plat of Beringer Commons Subdivision**, Urbana, Illinois, and further referenced as a part of Champaign County permanent parcel number **30-21-10-400-008**. Said territory lies within the boundaries of Edge-Scott Fire Protection District and the Urbana Township, and is contiguous to the City of Urbana, Illinois.

00R18642

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 21, 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 Deborah J. Robert*  
City of Urbana, Illinois *Deputy Clerk*