

**AN ORDINANCE RELATING TO MAINTENANCE OF THE SALINE DITCH
(NORTH LINCOLN AVENUE BRIDGE)**

WHEREAS, the City of Urbana desires to construct a new bridge by which Lincoln Avenue would cross the saline ditch; and

WHEREAS, because the bridge crosses the saline branch, which is under the jurisdiction of the Illinois Department of Natural Resources ("IDNR"), which has authority to grant or deny permits for construction of the bridge; and

WHEREAS, as a condition of issuing permits for the construction of the bridge, the IDNR requires that a taxing district assume responsibility for certain maintenance of the channel in relation to the bridge.

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

Section 1. That the City of Urbana shall perform maintenance within the saline drainage ditch in relation to the area where the Lincoln Avenue bridge will cross the saline drainage ditch, to include mowing of ditch banks, removal of vegetation, removal of obstructions within the ditch, and removal of accumulations of silt and sediment within the ditch in the area of the bridge. In addition, the City shall insure that any damage to the ditch or extraordinary maintenance caused by the construction of the new Lincoln Avenue bridge and the related reshaping of the ditch shall be performed by the City of Urbana or its contractors.

Section 2. Further, this ordinance does not authorize or require the City to assume from the Beaver Lake Drainage District the usual and customary functions of the Drainage District under the Illinois Drainage Code (70 ILCS 605) in relation to the saline drainage ditch.

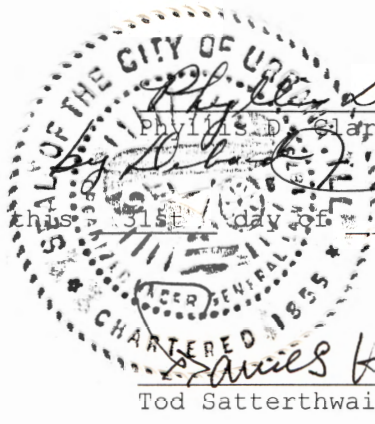
PASSED by the City Council this 21st day of July,
2003.

AYES: Chynoweth, Hayes, Huth, Otto, Patt, Whelan, Wyman

NAYS:

ABSTAINS:

APPROVED by the Mayor this 31st day of July,
2003.



Phyllis D. Clark
Phyllis D. Clark, City Clerk
Robert J. Roberts
Deputy Clerk
Tod Satterthwaite
Mayor

(James H. Hayes, Jr., Mayor Pro-Tem)