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2005R34418

RECORDED ON

11/10/2005 04:12:27PM

CHAMPAIGN COUNTY

RECORDER

BARBARA A. FRASCA

REC FEE: 26.00

RHSPS Fee:

REV FEE:

PAGES 5

PIAT ACT: 0

PIAT PAGE:

5

# Recording Cover Sheet

ORDINANCE NO. 2005-09-136

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA (A TRACT OF LAND CONTIGUOUS TO THE NORTHWEST CORNER OF THE CITY LIMITS, ADJACENT TO THE CANADIAN NATIONAL RAILWAY / EMULSICOAT, INC.)

and

MAP SHOWING AREA ANNEXED BY CITY

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**

NOV 09 2005

ORDINANCE NO. 2005-09-136

*Mark Sheldon*  
CHAMPAIGN COUNTY CLERK

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

(A Tract of Land Contiguous to the Northwest Corner of the  
City Limits Adjacent to the Canadian National Railway,  
Plan Case #2005-A-05b, Emulsicoat, Inc.)

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 Somer 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 September 2, 2005 that this Ordinance would be voted upon at the regular meeting of this Council at 7:00 p.m., Monday, September 19, 2005; and

WHEREAS, a written petition signed by all of the Owners of Record and at least fifty-one percent (51%) of the electors residing therein, 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 territory to be annexed by this Ordinance is presently located within Champaign County's AG-2, Agricultural zoning district and upon annexation will be classified City IN, Industrial in accordance with the provisions of the annexation agreement approved by City Ordinance No. 2005-09-141; 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.

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

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

TRACT A

PART OF THE EAST  $\frac{1}{2}$  OF SECTION 31 AND PART OF THE SE  $\frac{1}{4}$   
OF SECTION 30, T. 20 N., R. 9 E. OF THE 3<sup>RD</sup> P.M.,  
CHAMPAIGN COUNTY, ILLINOIS, MORE PARTICULARLY  
DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 201 OF NORTH  
LINCOLN AVENUE INDUSTRIAL PARK SUBDIVISION NO. 2,  
RECORDED MAY 30, 2002 AS DOCUMENT NUMBER 2002R17213  
IN THE OFFICE OF THE RECORDER, CHAMPAIGN COUNTY,  
ILLINOIS, SAID CORNER LYING 500.00 FEET NORMAL  
DISTANCE EASTERLY OF THE CENTERLINE SOUTHBOUND MAIN  
TRACK OF THE CN-IC RAILROAD, SAID POINT ALSO LYING ON  
THE EASTERLY RIGHT-OF WAY LINE OF SAID RAILROAD;  
THENCE N. 89°46'39" W., (URBANA HORIZONTAL CONTROL  
BEARING), ALONG THE EXTENDED NORTH LINE OF SAID LOT  
201, 267.80 FEET TO A POINT LYING 244.50 FEET NORMAL  
DISTANCE EASTERLY OF SAID CENTERLINE OF THE  
SOUTHBOUND MAIN TRACK; THENCE N. 17°39'30" E.,  
PARALLEL WITH SAID CENTERLINE, 2414.15 FEET; THENCE  
N. 70°29'17" E., 164.94 FEET TO A POINT LYING 375.94  
FEET NORMAL DISTANCE EASTERLY OF SAID CENTERLINE,  
SAID POINT ALSO LYING ON THE EASTERLY RIGHT-OF WAY  
LINE OF SAID RAILROAD; THENCE S. 01°13'35" E., ALONG  
SAID EASTERLY RIGHT-OF-WAY LINE, 383.31 FEET TO A  
POINT LYING 500.00 FEET NORMAL DISTANCE EASTERLY OF  
SAID CENTERLINE; THENCE S. 17°39'30" W., ALONG SAID  
EASTERLY RIGHT-OF-WAY LINE, PARALLEL WITH SAID  
CENTERLINE, 2070.89 FEET TO THE POINT OF BEGINNING,  
CONTAINING 602,981 SQUARE FEET OR (13.843 ACRES),  
MORE OR LESS, ALL SITUATED IN CHAMPAIGN COUNTY,  
ILLINOIS.

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 herein above described in the Recorder's Office of Champaign  
County, Illinois in the Office of the County Clerk and County Election  
Authority of Champaign County, Illinois.

Section 3. 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 IN, Industrial upon annexation in accordance with

the provisions of the annexation agreement approved by City Ordinance No. 2005-09-141.

Section 4. The territory annexed herein is assigned to City of Urbana Ward 3.

Section 5. To avoid uncertainty regarding public safety responsibilities concerning the property herein annexed, this Ordinance shall take effect at noon on the 30<sup>th</sup> day of September 2005 following its passage by the Urbana City Council.

PASSED by the City Council this 26th day of September\*, 2005.

AYES: Barnes, Bowersox, Chynoweth, Lewis, Roberts, Smyth, Stevenson, and Mayor Prussing

NAYS:

ABSTAINS:



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

APPROVED by the Mayor this 26th day of September, 2005.

*Laurel Lunt Prussing*  
Laurel Lunt Prussing, Mayor

\*Special meeting