

FILED

OCT 19 2006

ORDINANCE NO. 2006-10-126

Mark Sheldon
CHAMPAIGN COUNTY CLERK

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA

(Approximately 14.52 Acres Located Generally South of Airport Road and Immediately East of Goodfield Road / Donald Flessner)

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 September 22, 2006, that this Ordinance would be voted upon at the regular meeting of this Council at 7:00 p.m., Monday, October 16, 2006; 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 City Council passed Ordinance No. 2006-07-085 on July 17, 2006 approving and authorizing the execution of an annexation agreement; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's R-2, Single-Family Residential zoning district and upon annexation will be classified City R-2, Single-Family Residential 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.

NOW, 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 being a part of the Northwest Quarter of Section 3, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, being more particularly described as follows:

Beginning at the Northwest Corner of said Northwest Quarter of Section 3, proceed North 90° 00' 00" East along the North line of said Northwest Quarter, 270.00 feet; thence South 00° 16' 29" West, 165.43 feet; thence South 89° 43' 31" East, 30.24 feet; thence South 00° 21' 44" West, 1147.62 feet; thence South 67° 48' 04" West, 20.00 feet; thence South 00° 16' 29" West, 180.00 feet; thence North 89° 43' 31" West, 30.94 feet; thence South 00° 16' 29" West, 770.00 feet; thence North 89° 43' 31" West, 249.06 feet to the West line of the Northwest Quarter; thence North 00° 16' 29" East 2269.40 feet along said West line of the Northwest Quarter to the Point of Beginning, encompassing 14.518 acres, more or less;

And commonly known for reference as Somerset Subdivision Phase 5, Urbana, Illinois, be and the same is hereby annexed to the City of Urbana, Illinois. The above-described parcels, prior to annexation, are part of tracts assigned parcel index numbers 30-21-03-101-002 and 30-21-03-151-003, and following annexation the said parcels should be part of tracts bearing parcel index numbers 91-21-03-101-002 and 91-21-03-151-003.

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 R-2, Single-Family Residential upon annexation and in accordance with an annexation agreement approved and authorized on July 17, 2006 by Council Ordinance No. 2006-07-085.

Section 4. The territory annexed herein is assigned to City of Urbana Ward 5.

Section 5. To avoid uncertainty regarding public safety responsibilities for the property herein annexed this Ordinance shall take effect at 12 p.m. on October 17, 2006.

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 16th day of October, 2006.

PASSED by the City Council this 16th day of October, 2006.

AYES: Barnes, Bowersox, Chynoweth, Lewis, Roberts, Smyth, Stevenson

NAYS:

ABSTAINS:

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

APPROVED by the Mayor this 18th day of October, 2006.

Laurel Lunt Prussing
Laurel Lunt Prussing, Mayor



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2006R29411

Recording Cover Sheet

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

(SOMERSET SUBDIVISION PHASE 5, URBANA,
ILLINOIS; LOCATED GENERALLY SOUTH OF AIRPORT
ROAD, WEST OF FIELDCREST DRIVE, AND EAST OF
GOODFIELD DRIVE / DONALD FLESSER)

RECORDED ON
10/19/2006 04:15:18PM
CHAMPAIGN COUNTY
RECORDER
BARBARA A. FRASCA
REC FEE: 26.00
RHSPS Fee:
REV FEE:
PAGES 5
PIAT ACT: 0
PIAT PAGE:

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

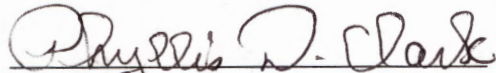


**AFFIDAVIT OF MAILING NOTICE OF INTENT
TO ANNEX TERRITORY TO THE CITY OF URBANA**

STATE OF ILLINOIS)
) SS.
COUNTY OF CHAMPAIGN)

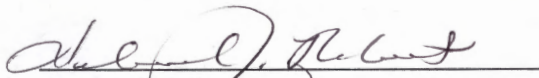
Phyllis D. Clark, states that she gave notice of the pending action to be taken on an Ordinance annexing certain territory lying within Urbana Township, in compliance with the provisions of Section 5/7-1-1 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-1), by sending a notice 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 22nd day of September, 2006, 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

22nd day of September, 2006.



Notary Public



NOTICE OF INTENT TO ANNEX TERRITORY TO THE CITY OF URBANA

TO:

Urbana Township Board of Trustees

Jack Price
504 McGee Circle
Urbana, IL 61802

Lucinda Collins
2010 Prairie View
Urbana, IL 61802

Gregory F. Foster
310 Yankee Ridge Lane
Urbana, IL 61801

Donald Smith
4006 E. Anthony Drive
Urbana, IL 61801

Urbana Township Supervisor

Mr. Don Flessner
2312 E. Perkins Road
Urbana, IL 61801

Urbana Township Commissioner of Highways

Jim Prather
2312 E. Perkins Road
Urbana, IL 61801

Trustees of Carroll Fire Protection District

Tom Harnserger
2104 East Barnes Street
Urbana, IL 61802

Duane Northrup
2412 Somerset Drive
Urbana, IL 61802

Barney Bryson
2102 East Barnes Street
Urbana, IL 61802

Ricardo Ohmit
1101 Brad Drive
Urbana, IL 61802

Derald Seeds
2005 Barnes Street
Urbana, IL 61802

Chief of the Carroll Fire Protection District

Steve Thuney
1811 North Brownfield Road
Urbana, IL 61802

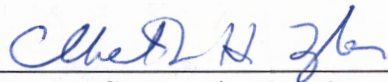
NOTICE IS HEREBY GIVEN, pursuant to the provisions of pursuant to Section 5/7-1-1 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-1), that a Petition has been received praying that the Council of the City of Urbana, Illinois, pass an Ordinance annexing the following described territory to the City of Urbana:

A tract of land being a part of the Northwest Quarter of Section 3, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, being more particularly described as follows:

Beginning at the Northwest Corner of said Northwest Quarter of Section 3, proceed North 90° 00' 00" East along the North line of said Northwest Quarter, 270.00 feet; thence South 00° 16' 29" West, 165.43 feet; thence South 89° 43' 31" East, 30.24 feet; thence South 00° 21' 44" West, 1147.62 feet; thence South 67° 48' 04" West, 20.00 feet; thence South 00° 16' 29" West, 180.00 feet; thence North 89° 43' 31" West, 30.94 feet; thence South 00° 16' 29" West, 770.00 feet; thence North 89° 43' 31" West, 249.06 feet to the West line of the Northwest Quarter; thence North 00° 16' 29" East 2269.40 feet along said West line of the Northwest Quarter to the Point of Beginning, encompassing 14.518 acres, more or less.

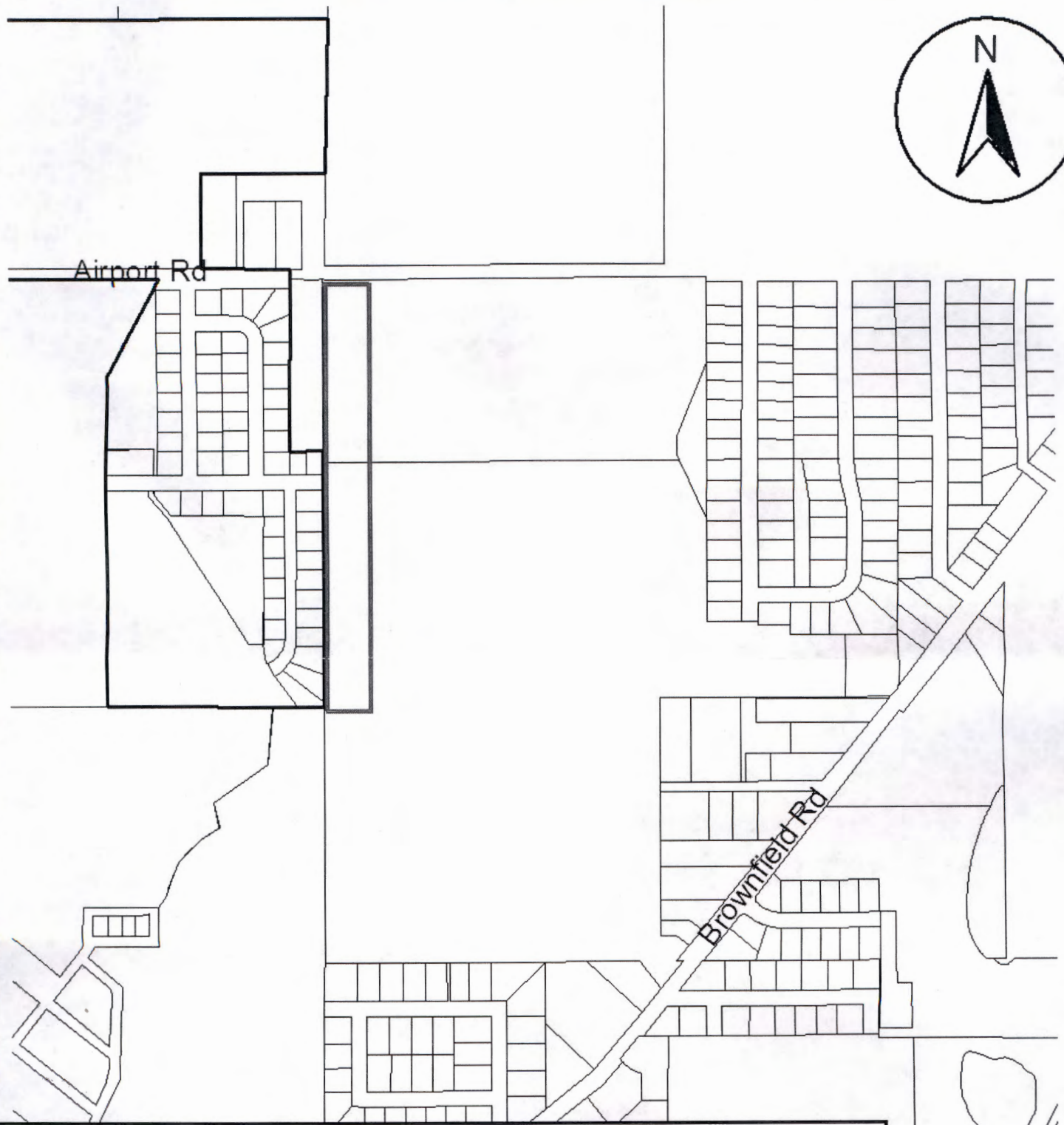
commonly known for reference as Somerset Subdivision Phase 5, Urbana, Illinois. This property is located generally south of Airport Road, west of Fieldcrest Drive, and east of Goodfield Drive. Said territory lies within the boundaries of Carroll Fire Protection District and the Urbana Township, and is 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 on Monday, October 16, 2006 at 7:00pm in the Council Chambers of the City Building located at 400 South Vine Street, Urbana, Illinois.

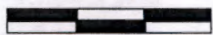


Director, Community Development Services
City of Urbana, Illinois

Exhibit A: Location Map



200 0 200 400 Feet



Plan Case: 2006-A-01
Petitioner: Flessner Development Corporation
Location: South of Airport Road, East of Goodfield Dr, West of Clifton Dr
Description: Annexation Petition for Somerset Subdivision Phase 5

Prepared 9/20/2006 by Community Development Services - mhw