

ORDINANCE NO. 2009-05-056

**AN ORDINANCE REQUIRING PAYMENT OF A SANITARY SEWER SERVICE
LATERAL CONNECTION FEE RELATING TO CERTAIN PARCELS**

(North Shore Drive)

WHEREAS, the City of Urbana has developed plans to extend a new eight (8) inch sanitary sewer a distance of approximately 933 feet in the right-of-way of the North Shore Drive to serve seven (7) properties abutting on the North Shore Drive; and

WHEREAS, upon completion of the project, under Champaign County Health Department regulations and City of Urbana Ordinances, it becomes the responsibility of the property owner to disconnect from the septic tank, and connect to the sanitary sewer; and

WHEREAS, it is desirable, and most economical and efficient to construct as part of the project, the sanitary sewer laterals to serve each of the eight (8) properties identified herein, which will then also permit the prompt repaving of the right-of-way; and

WHEREAS, the property owners benefited by the project have been notified and consulted in the process of developing these plans; and

WHEREAS, to implement the plans for the project, it is desirable to set forth a mechanism for the property owners to pay their share of the costs for construction of the laterals as part of the project.

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

Section 1. The City Council, being fully familiar with all the aforementioned recitals, finds that all factual matter recited in the preamble of this ordinance are in fact true and correct and make such a part of this ordinance as legislative finding.

Section 2. Upon completion of the project, the City Engineer is directed to calculate the aggregate actual costs incurred in the construction

of the laterals (excluding any costs related to compensation paid to city employees). The aggregate costs shall then be divided by eight (8) and that amount then is the amount of money each property owner of the eight (8) properties identified below, shall be required to pay before they are allowed to hookup to the new sanitary sewer line.

2401 North Shore Drive PIN 91-21-06-227-005 Lot 1 Northshore Addition
2402 North Shore Drive PIN 91-21-06-228-005 Lot 2 Northshore Addition
2404 North Shore Drive PIN 91-21-06-227-004 Lot 4 Northshore Addition
2405 North Shore Drive PIN 91-21-06-227-004 Lots 3 & 5 Northshore Addition
2500 North Shore Drive PIN 91-21-06-228-003 Lot 6 Northshore Addition
2505 North Shore Drive PIN 91-21-06-227-003 Lot 7 Northshore Addition
2506 North Shore Drive PIN 91-21-06-228-002 Lot 8 Northshore Addition

Section 3. The City Engineer shall notify each of the property owners by registered letter, return receipt requested, mailed to such owner at the address to which the last general taxes were mailed, with a copy of such letter to the address of the property on North Shore Drive.

Section 4. The notice referred to in Section 3 above, shall advise the property owner that the amount assessed to their property is due on the date specified in such letter, which date shall be not earlier than ninety (90) days from the date such letter was mailed.

Section 5. If the amount assessed is not paid by the date set forth, the property shall not be allowed to connect to the new sanitary sewer, and the amount assessed shall bear interest at four percent (4%) from the date due until paid.

Section 6. The City Clerk is directed to record a certified copy of this ordinance and to mail a certified copy of this ordinance to the persons who last paid the general taxes on this subject property.

Section 7. Recording of a receipt signed by the City Clerk indicating payment of the amount due under this ordinance to the City shall be conclusive evidence that the condition set forth in Section 2 of this ordinance has been satisfied.

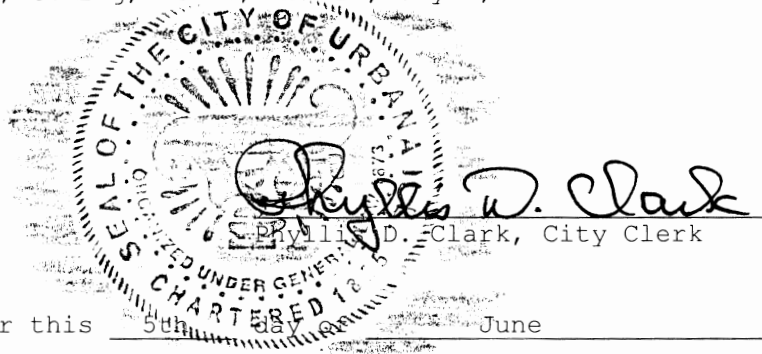
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of three-fourths of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said City Council.

PASSED by the City Council this 1st day of June, 2009.

AYES: Bowersox, Gehrig, Lewis, Marlin, Smyth, Stevenson

NAYS:

ABSTAINS:



APPROVED by the Mayor this 5th day of June,

2009.

Laurel Lunt Prussing
Laurel Lunt Prussing, Mayor