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2010R13553

RECORDED ON

06/30/2010 04:17:19PM

CHAMPAIGN COUNTY

RECORDER

BARBARA A. FRASCA

REC FEE: 26.00

RHSPS Fee:

REV FEE:

PAGES 5

PIAT ACT: 0

PIAT PAGE:

Recording Cover Sheet

ORDINANCE NO. 2010-01-004

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA (1102 W. SALINE COURT/CHAMPAIGN ASPHALT COMPANY, LLC)

and

MAP SHOWING AREA ANNEXED

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

ORDINANCE NO. 2010-01-004

Mark Sullivan
CHAMPAIGN COUNTY CLERK

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF URBANA

(1102 W. Saline Court / Champaign Asphalt Company, LLC)

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 the 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 January 5, 2010 that this Ordinance would be voted upon at the regular meeting of this Council at 7:00 p.m., Monday, February 1, 2010; 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 property is subject to an adopted annexation agreement, which includes a special use permit, between Champaign Asphalt Company, LLC and the City of Urbana adopted at the regular meeting of the Urbana City Council on December 17, 2007 under Ordinance Number 2007-12-140; and

WHEREAS, the territory to be annexed by this Ordinance is presently located within Champaign County's AG-2, Agriculture zoning district and upon annexation will be converted to City IN, Industrial; 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, as follows:

Section 1. That the following described real estate, to wit, commonly known for reference as 1102 W. Saline Court, Urbana, Illinois, be and the same is hereby annexed to the City of Urbana, Illinois:

A PORTION OF THE NORTHEAST QUARTER (NE ¼) OF SECTION 31, TOWNSHIP 20 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, SOMER TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 101 OF SQUIRE FARM SUBDIVISION NUMBER 1, AS SHOWN ON A PLAT RECORDED JUNE 23, 2009 AS DOCUMENT NUMBER 2009R18497 IN THE OFFICE OF THE RECORDER OF DEEDS, CHAMPAIGN COUNTY, ILLINOIS.

CONTAINING 22.736 ACRES, MORE OR LESS, ALL SITUATED IN SOMER TOWNSHIP, CHAMPAIGN COUNTY, ILLINOIS

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:

THAT PORTION OF SALINE COURT RIGHT-OF-WAY LYING ADJACENT TO THE HEREIN ANNEXED TRACT, ENCOMPASSING 0.388 ACRES (16,900 S.F.), MORE OR LESS.

The above-described parcel, prior to January 1, 2010, had the parcel index number 25-15-31-200-001 and after January 1, 2010, the said parcel should bear the parcel index number 25-15-31-226-001.

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 District with a special use permit to allow the production of asphalt.

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 11th day of February, 2010 following its passage by the Urbana City Council.

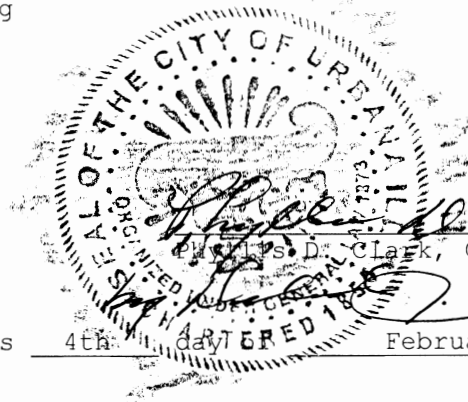
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 1st day of February, 2010, A.D.

PASSED by the City Council this 1st day of February, 2010.

AYES: Bowersox, Gehrig, Lewis, Marlin, Roberts, Smyth, Stevenson, Mayor Prussing

NAYS:

ABSTAINS:



APPROVED by the Mayor this 4th day of February, 2010.

Phillips D. Clark
Phillips D. Clark, City Clerk
D. B. Cant
D. B. Cant, Deputy Clerk
Laurel Lunt Prussing
Laurel Lunt Prussing, Mayor