

ORDINANCE NO. 2013-12-111

AN ORDINANCE AUTHORIZING THE SUBMISSION OF A PETITION FOR ANNEXATION TO THE
BOARD OF TRUSTEES OF THE URBANA & CHAMPAIGN SANITARY DISTRICT

(1210 E. University Avenue and 901 N. Smith Road)

WHEREAS, the Urbana & Champaign Sanitary District ("UCSD") is incorporated as a sanitary district under the Sanitary District Act of 1917 ("Act"), 70 ILCS 2405/0.1 *et seq.*; and

WHEREAS, Section 23.4 of the Act, 70 ILCS 2405/23.4, authorizes the owner of any territory not within the corporate limits of a sanitary district, but which is contiguous to a sanitary district and which has no electors residing therein, to submit to the clerk of the sanitary district a petition requesting annexation of said territory; and

WHEREAS, the City of Urbana ("City") is the fee simple owner of certain parcels of real estate commonly known as 1210 E. University Avenue and 901 N. Smith Road ("Territory") within the City and more particularly described hereafter; and

WHEREAS, the Territory is not located within the corporate limits of any sanitary district but is contiguous to UCSD; and

WHEREAS, the Territory has no electors residing therein; and

WHEREAS, the City Council finds that the best interests of the City are served by requesting that the UCSD Board of Trustees consider the question of annexation of the Territory, as set forth in the attached Petition to Annex Territory.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1.

The City Council of the City of Urbana, Illinois, hereby authorizes the submission of a petition for annexation, pursuant to 70 ILCS 2405/23.4, to the Board of Trustees of the Urbana & Champaign Sanitary District, substantially in the form of the Petition to Annex Territory attached hereto and incorporated herein, for the real estate legally described as set forth in the attached Surveyor's Report and having permanent identification numbers of 91-21-09-401-007 (Tracts I and II) and 91-21-10-151-005 (Tract III), commonly known as 1210 E. University Avenue (Tracts I and II) and 901 N. Smith Road (Tract III), Urbana, Illinois.

Section 2.

The Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute and deliver and the City Clerk of the City of Urbana, Illinois, be and the same is hereby authorized to attest to said execution of said Petition to Annex Territory as so authorized and approved for and on behalf of the City of Urbana, Illinois.

Section 3.

The Mayor of the City of Urbana, Illinois, or her designee, be and hereby is authorized to perform all acts necessary on behalf of the City of Urbana to effectuate the annexation of the real estate.

Section 4.

The City Clerk is directed to file a certified copy of this Ordinance, together with an executed original Petition to Annex Territory, with the clerk of the Urbana & Champaign Sanitary District within 30 days of passage of this Ordinance.

Section 5.

This Ordinance shall be in full force and effect from and after its passage.

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 meeting of said Council.

PASSED BY THE CITY COUNCIL this 16th day of December, 2013.

AYES: Ammons, Brown, Madigan, Marlin, Roberts, Smyth

NAYS:

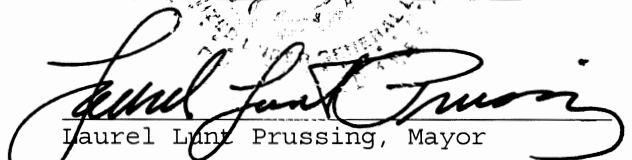
ABSENT:

ABSTAINED:



Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this 18th day of December, 2013.



Laurel Lunt Prussing, Mayor