

**ORDINANCE NO. 2018-02-013**

**AN ORDINANCE AMENDING THE URBANA ZONING MAP**

**(Rezoning a Portion of 500 Art Bartell Rd. from CRE to R-4 / Plan Case No. 2333-M-18)**

**WHEREAS**, the owner of certain real property located at 500 Art Bartell Road, has applied to the City of Urbana (“City”) for a Zoning Map amendment to rezone a 13.82 acre portion of such real property from CRE, Conservation-Recreation-Education, to R-4, Medium-Density Multiple-Family Residential; and

**WHEREAS**, the Plan Commission held a public hearing on such application at 7:00 p.m. on Thursday, February 22, 2018, in Plan Case No. 2333-M-18; and

**WHEREAS**, in accordance with Urbana Zoning Ordinance Section XI-10, due and proper notice of such public hearing was given by publication in *The News-Gazette*, a newspaper having a general circulation within the City, on a date at least 15 days but no more than 30 days before the time of the public hearing, and by posting a sign containing such notice on the real property identified herein; and

**WHEREAS**, the Urbana Plan Commission voted four (4) ayes and two (2) nays to forward the case to the Urbana City Council with a recommendation to approve the rezoning request; and

**WHEREAS**, the findings of the Plan Commission indicate that approval of the rezoning request will promote the general health, safety, and welfare of the public; and

**WHEREAS**, the City Council finds that the requested rezoning is consistent with the goals, objectives, and generalized land use designations of the City of Urbana 2005 Comprehensive Plan; and

**WHEREAS**, the City Council finds that the requested rezoning is consistent with the criteria contained in *La Salle Nat. Bank of Chicago v. Cook County*, 12 Ill. 2d 40, 145 N.E.2d 65 (1957); and

**WHEREAS**, after due consideration, the City Council further finds that an amendment to the Urbana Zoning Map as herein provided will protect the public health, safety, and welfare.

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

**Section 1.**

The Official Zoning Map of the City of Urbana, Illinois, is herewith and hereby amended to change the zoning classification of the following described real property from CRE, Conservation-Recreation-Education, to R-4, Medium-Density Multiple-Family Residential:

A part of the Northeast Quarter of Section 16, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois, described as follows:

Beginning at the Northeast corner of Section 16, a point on the centerline of East Main Street, proceed South 00°37'27" East 1,024.93 feet along the East line of Section 16, to the South line of the North 31.097 acres of the Northeast Quarter of the Northeast Quarter of said Section 16 to the True Point of Beginning; thence continue along the East line of Section 16, South 00°37'27" East 743.34 feet to the North line of Tract "B" as depicted by a Plat of Survey by Charles S. Danner, dated November 9, 1966; thence South 89°36'12" West 814.84 feet along the said North line of Tract "B" as depicted by the said Plat of Survey by Charles S. Danner; thence North 00°11'25" East 743.99 feet to the South line of the North 31.097 acres of the Northeast Quarter of the Northeast Quarter of Section 16; thence North 89°38'52" East 804.27 feet to the True Point of Beginning encompassing 13.820 acres, more or less.

PIN: 92-21-16-200-005

**Section 2.**

The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

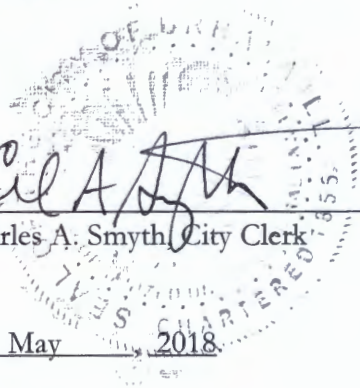
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

**PASSED BY THE CITY COUNCIL** this 21<sup>st</sup> day of May, 2018.

AYES: Brown, Hazen, Jakobsson, Roberts, Wu

NAYS: Ammons, Miller

ABSTENTIONS:



*Charles A. Smyth*  
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Charles A. Smyth, City Clerk

**APPROVED BY THE MAYOR** this 23<sup>rd</sup> day of May, 2018.

*Diane Wolfe Marlin*  
\_\_\_\_\_  
Diane Wolfe Marlin, Mayor



## CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, Charles A. Smyth, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois. I certify that on the 21<sup>st</sup> day of May 2018 the City Council of the City of Urbana passed and approved Ordinance No. 2018-02-013, entitled:

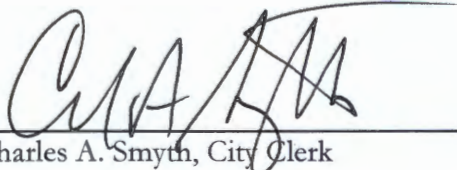
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2018-02-013 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 23<sup>rd</sup> day of May 2018, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 23<sup>rd</sup> day of May, 2018.



  
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Charles A. Smyth, City Clerk