

OCT 15 1982

RESOLUTION NO. 8283-R23

A RESOLUTION OF PROTEST*Merwin C. Berg*
COUNTY CLERK

WHEREAS, William F. Poppenberger has petitioned that the following described real estate currently zoned B-3 (Highway Business) under the Champaign County Zoning Ordinance be rezoned to R-4 (Multiple Family Residence), to-wit:

Beginning at a point that is 36.00 feet South of the Northeast Corner of the West Half of the Southwest Quarter of the Northeast Quarter of Section 4, Township 19 North, Range 9 East of the Third Principal Meridian, Champaign County, Illinois; thence S 0°25'10" E along the East line of the West Half of the Southwest Quarter of the Northeast Quarter of said Section 4, 293.00 feet; thence S 89°51'20" W, 1110.21 feet to the intersection of the Easterly right-of-way line of F.A. Route 39; thence N 24°49'00" E along the right-of-way line 323.18 feet; thence N 89°51'20" E along a line parallel with and 36.00 feet South of the North line of the Southwest Quarter of the Northeast Quarter of said Section 4, 972.42 feet to the place of beginning. Except therefrom the following: Beginning at the iron pin marking the Northwest Corner of the above property measured Easterly along the North line of the above property 11.85 feet; thence deflecting 110°45'27" to the right to the tangent of a curve to the right having a radius of 332 feet and measured Southwesterly around said curve, 110.36 feet to the existing Easterly right-of-way of F.A. Route 39 (F.B.I. Route 25); thence deflecting 164°51'10" to the right from the tangent of said curve and measure northerly along said right-of-way, 104.38 feet to the place of beginning. Subject to an easement for ingress and egress only retained by seller over the tract in the extreme Northwest Corner of the above-mentioned tract. Said easement tract having as its Northwest Corner the Northwest Corner of the tract, having as its North line the North line of the tract for a distance of 150.00 feet; having as its West line the West line of the above-mentioned tract for a distance of 50.00 feet; and having for its East line a line parallel to the West line of said tract and measured Southerly a distance of 18.00 feet. Also excepting therefrom the following described parcel: From the iron pin marking the Northwest Corner of the above property measure East-

erly along the North line of said property for 11.85 feet to the place of beginning; from the place of beginning continue the last described course for 27.17 feet; thence deflect 114°52'33" to the right for 50 feet; thence deflecting 65°07'27" to the right for 27.37 feet; thence deflect 119°24'54" to the right to the tangent of a curve to the left having a radius of 332 feet and measure Northeasterly around said curve for 50.12 feet to the place of beginning, all situated in Champaign County, Illinois.

Commonly known as The Regency Best Western Motel located North on U.S. Route 45 and North of Interstate 74 at 2408 North Cunningham Avenue, Urbana, Illinois 61801.

WHEREAS, the said proposal is being considered by the various governmental authorities concerned under the style and name of Case No. CCZBA 454-AM-82; and

WHEREAS, after consideration of the petition for the said rezoning by the Urbana Plan Commission, the said body forwarded its recommendation to the Urbana City Council; and

WHEREAS, the Urbana City Council, having duly considered all matters pertaining thereto, finds and determines that the proposed map amendment would not be in the best interests of the City of Urbana and its citizens.

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

1. This City Council finds and determines that the facts contained in the above recitations are true.

2. That the Urbana City Council, on behalf of said City, hereby resolves that the City of Urbana should and hereby does protest the proposed map amendment as set forth in CCZBA Case No. 454-AM-82, and urges that the amendment not be adopted.

3. The City Clerk of the City of Urbana is authorized and directed to file a certified copy of this Resolution of Protest with the County Clerk of the County of Champaign, and to mail a certified copy of this Resolution to the aforesaid William F. Poppenberger, c/o Clive Follmer, P.O. Box 429, Champaign, Illinois 61820, and Clive Follmer, Attorney at Law, P.O. Box 429, Champaign, Illinois 61820, as Attorney for the Petitioner by certified mail at the address as shown above.

PASSED by the City Council this 4th day of October, 1982.



Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this _____ day of _____, 1982.

Jeffrey T. Markland, Mayor

Not signed by Mayor.

FILED

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Dennis L. Berg
COUNTY CLERK