

RESOLUTION NO. 8687-R25

A RESOLUTION OF PROTEST

WHEREAS, James F. Parker on behalf of James Parker Co., d/b/a United Fuel Oil Company, owner of the subject site, has petitioned the Champaign County Zoning Board of Appeals to grant a special use permit for the erection of a radio tower on the parcel commonly known as 1802 North Cunningham, Urbana, the legal description of which is set forth on Exhibit "A" attached hereto, and

WHEREAS, the said proposal is being considered by the Zoning Board of Appeals of Champaign County under the style and name of "Case No. CCZBA #593-SU-87", and

WHEREAS, the Urbana Plan Commission, having studied the said proposal has forwarded its recommendations to the Urbana City Council that the Urbana City Council should protest the proposed special use requested in the said case unless certain conditions are imposed as part of the granting of said special use, and

WHEREAS, the Urbana City Council, having considered all matters pertaining thereto, finds and determines that the proposed special use would not be in the best interests of the City of Urbana and its citizens unless the condition provided for herein is attached to the granting of the said special use.

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

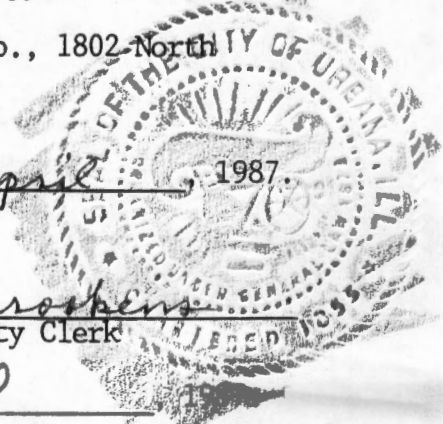
1. That the City Council finds and determines that the facts contained in the above recitations are true.
2. That the Urbana City Council, on behalf of the said City, hereby resolves that the City of Urbana should and hereby does protest the granting of a special use permits as requested in "Case No. CCZBA #593-SU-87", and urges that the special use not be granted unless the following condition is made a part thereof: that the petitioner obtain FCC approval of the said

tower and an FAA "no hazard" standing for said tower prior to the issuance of the subject special use permit.

3. That if the condition set forth in paragraph 2 above is adopted as a condition for the issuance of the said special use permit petitioned for, then the City of Urbana, Illinois expressly withdraws its protest.

4. That 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 of Protest to James F. Parker, President, Parker Oil Co., 1802 North Cunningham, Urbana, Illinois 61801.

PASSED by the City Council this 6th day of April, 1987.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 9th day of April

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

The South 4 acres of the North 4.063 acres of Lot 2 of a Subdivision of Lot 1 of a Subdivision of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4, Township 19 North, Range 9 East of the Third Principal Meridian, situated in Champaign County, Illinois, except the following described tract of ground:

Beginning at the Northwest corner of the above described tract; thence East along the North line of the above described tract 65.72 feet to a tubco pipe monument #1723, said point being on the East Right-of-Way line of U.S. Route 45; thence East along said North line 200.00 feet to an iron rod monument; thence Southwesterly parallel with said right-of-way 200.00 feet to an iron rod monument; thence West parallel with said North line 200.00 feet to an iron rod monument said point being on the East Right-of-Way line of U.S. Route 45; thence West parallel with said North line 66.67 feet to the West line of the above described tract; thence Northeasterly along said West line 200.38 feet to the point of beginning.