

A RESOLUTION OF NO PROTEST

(CCZBA #838-S-92)

WHEREAS, Illinois SMSA Limited Partnership have petitioned the County of Champaign for a Special Use Permit on behalf of Ameritech Communications to allow a telecommunications tower in an AG-2 Agriculture district on the following described real estate:

Lot 1 of Ameritech Tower First Subdivision, located in the Northwest Quarter of Section 26, Township 19 North, Range 9 East of the Third Principal Meridian, Urbana Township, Champaign County, Illinois, containing 1.00 acre of land.

WHEREAS, said amendment has been submitted to the City of Urbana for comment and is being considered by the City of Urbana under the name and style of "Champaign County ZBA Case #838-S-92, Request by Illinois SMSA Limited Partnership on behalf of Ameritech Communications for a Special Use Permit to allow a telecommunications tower on Illinois Route 130 south of Windsor Road in an AG-2 Agriculture zoning district"; and

WHEREAS, the Urbana Plan Commission has considered matters pertaining to said request at their January 7, 1993 meeting and has forwarded said petition to the Urbana City Council with a recommendation that the City Council not protest the Special Use Permit requested in said CCZBA Case #838-S-92 subject to the two conditions stated below in Section 2; and

WHEREAS, the Urbana City Council, having duly considered all matters pertaining hereto, finds and determines that the approval of the proposed Special Use Permit subject to the conditions stated below would be in the best interests of the City of Urbana;

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

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

Section 2. The Urbana City Council, on behalf of said City, hereby resolves that the City of Urbana should and hereby does not protest the proposed Special Use Permit as requested in Champaign County ZBA Case #838-S-92 and urges that it be approved subject to the following two conditions:

- a. the gravel area which will contain the proposed service building and the base of the proposed tower should be limited

to a maximum area of 50 feet by 50 feet as shown on the site plan submitted by the applicants, and

b. the balance of the one acre site beyond the 50 feet by 50 feet area and the access driveway should be planted with grass as indicated in the petitioner's application.

Section 3. The City Clerk of the City of Urbana is hereby authorized and directed to file a certified copy of this Resolution of No Protest with the County Clerk of the County of Champaign, and to mail a certified copy of this Resolution to Mr. Frank DiNovo at 1303 North Cunningham Avenue, Urbana, Illinois 61801 and to Mr. Thomas J. Difanis, State's Attorney of Champaign County, Attorney for the Petitioner, at the Champaign County Courthouse, Urbana, Illinois 61801.

PASSED by the City Council this 19th day of January, 1993.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 27th day of January, 1993.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

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