

DEFEATED

RESOLUTION NO. 9899-R10

DATE: September 8, 1998

A RESOLUTION OF PROTEST AGAINST A PROPOSED TEXT AMENDMENT TO THE
CHAMPAIGN COUNTY ZONING ORDINANCE WITH RESPECT TO
FENCING/VERTICAL BARRIER AND SAFETY LEDGE REQUIREMENTS FOR BODIES
OF WATER GREATER THAN 24 INCHES IN DEPTH, INCLUDING BUT NOT LIMITED
TO SWIMMING POOLS, HOT TUBS, AND DETENTION BASINS.

(CCZBA CASE NO. 110-AT-97 Part A)

WHEREAS, Mr. Frank DiNovo, Champaign County Zoning Administrator, has petitioned the County of Champaign for an amendment to the text of the Champaign, County Zoning Ordinance in Champaign County ZBA Case No. 110-AT-97 with respect to fencing/vertical barrier and safety ledge requirements for bodies of water greater than 24 inches in depth, including but not limited to swimming pools, hot tubs, and detention basins; and

WHEREAS, the Urbana Plan Commission, after considering matters pertaining to the proposed zoning text amendment at their August 20, 1998 Plan Commission meeting, has recommended by a vote of 6-1 that the City Council defeat a resolution of protest of the amendment proposed in CCZBA Case No. 110-AT-97; and

WHEREAS, the Urbana City Council, having duly considered all matters pertaining thereto, finds and determines that the proposed zoning text amendment is not 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. That the Urbana City Council hereby resolves that the City of Urbana should protest adoption of the proposed amendment.

Section 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 Petitioner, Mr. Frank DiNovo at 1776 E. Washington, Urbana, Illinois 61801 and to Mr. John C. Piland, State's Attorney for Champaign County and Attorney for the Petitioner, at the Champaign County Courthouse, Urbana, Illinois, 61801.

PASSED by the Urbana City Council this _____ day of September, 1998.

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of September, 1998.

Tod Satterthwaite, Mayor