

RESOLUTION NO. 2010-08-023R

**A RESOLUTION OF PROTEST AGAINST A PROPOSED TEXT AMENDMENT
TO THE CHAMPAIGN COUNTY ZONING ORDINANCE**

**(Request by the Champaign County Zoning Administrator to Amend
the Champaign County Zoning Ordinance Concerning Residential
Recovery Centers / Plan Case No. CCZBA 668-AT-10)**

WHEREAS, the Champaign County Zoning Administrator has petitioned the County of Champaign for a zoning text amendment to the Champaign County Zoning Ordinance in Champaign County ZBA Case No. 668-AT-10 concerning Residential Recovery Centers; and

WHEREAS, said amendment has been submitted to the City of Urbana for review and is being considered by the City of Urbana under the name of "CCZBA-668-AT-10: Request by the Champaign County Zoning Administrator to amend the Champaign County Zoning Ordinance to allow Residential Recovery Centers as a Special Use in the AG-2 District."; and

WHEREAS, said amendment is generally consistent with the City of Urbana's 2005 Comprehensive Plan and would help to minimize land use incompatibilities and limit impacts to adjacent residences in the City's Extra-territorial jurisdiction; and

WHEREAS, the Urbana Plan Commission, after considering matters pertaining to said Petition at their meeting on August 5, 2010, has recommended by a vote of six ayes to zero nays that the Urbana City Council adopt a resolution of conditional protest concerning the proposed text amendment to the Champaign County Zoning Ordinance; and

WHEREAS, the Urbana City Council, having duly considered all matters pertaining thereto, finds and determines that the proposed 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.

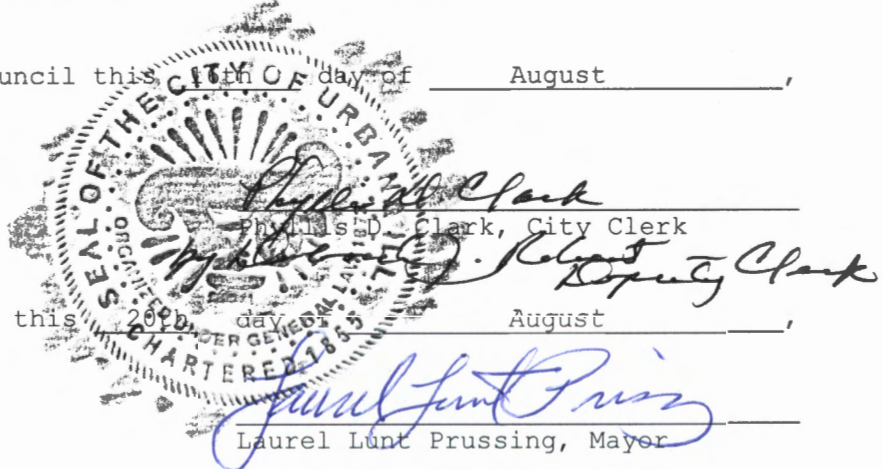
Section 2. That the Urbana City Council hereby resolves that the City of Urbana, pursuant to the provisions of 55 ILCS 5/5-12014, does hereby adopt a Resolution of Protest against the proposed text amendment as presented in CCZBA-668-AT-10; which shall automatically be withdrawn if the following conditions are included in the text amendment:

1. That the adopted limit for the number of residents for a Residential Recovery Center does not exceed 10% of the occupancy of the worship area of the associated church or temple, or 30 residents, whichever is less; and

2. That the Residential Recovery Center shall only be allowed when operated by and located on the same property as the church or temple with which it is affiliated.

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. John Hall at 1776 East Washington, Urbana, Illinois 61801 and to the State's Attorney for Champaign County and Attorney for the Petitioner, at the Champaign County Courthouse, Urbana, Illinois, 61801.

PASSED by the City Council this 16 day of August,
2010.



APPROVED by the Mayor this 16 day of August,
2010.

Laurel Lunt Prussing, Mayor