

DEFEATED

May 4, 2015

RESOLUTION NO. 2015-05-022R

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

**(Request by the Champaign County Zoning Administrator to
amend the Champaign County Zoning Ordinance and the
Champaign County Stormwater Management Policy - Plan Case
Nos. CCZBA 769-AT-13 and 773-AT-14)**

WHEREAS, the Champaign County Zoning Administrator has petitioned the County of Champaign for zoning text amendments to the Champaign County Zoning Ordinance and the Champaign County Stormwater Management Policy in Champaign County ZBA Case Nos. 769-AT-13 and 773-AT-14; and

WHEREAS, said amendments have been submitted to the City of Urbana for review and are being considered by the City of Urbana under the names of "CCZBA-769-AT-13" and "CCZBA-773-AT-14"; and

WHEREAS, the approval of Champaign County ZBA Case No. 773-AT-14 is dependent on the approval of Champaign County ZBA Case No. 769-AT-13; and

WHEREAS, said amendments are consistent with the City of Urbana's 2005 Comprehensive Plan's goals and objectives; and

WHEREAS, said amendments would not adversely affect future zoning or land use development decisions within the City's one-and-one-half mile extra-territorial jurisdictional (ETJ) area; and

WHEREAS, the Urbana Plan Commission, after considering matters pertaining to said petition at their meeting of April 23, 2015, has recommended by a vote of five ayes to zero nays that the Urbana City Council **DEFEAT** a resolution of protest against the proposed text amendments to the Champaign County Zoning Ordinance, subject to the condition that the following language is added to proposed Section 4.3.B: Construction on lots in subdivisions or other developments that

are subject to municipal subdivision regulations containing standards for the detention and controlled release of stormwater, for provision of adequate site drainage, and for the protection of existing drainage facilities or on lots subject to the application of such standards by means of an annexation agreement; and

WHEREAS, the Urbana City Council, having duly considered all matters pertaining thereto, finds and determines that the proposed text amendments are 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 amendments as presented in CCZBA-769-AT-13 or CCZBA-773-AT-14.

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 ____ day of _____, ____.

AYES:

NAYS:

ABSTAINS:

Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this _____ day of _____, _____.

Laurel Lunt Prussing, Mayor