

AN ORDINANCE PROPOSING THE ESTABLISHMENT OF A SPECIAL SERVICE AREA AND SETTING A TIME AND DATE FOR A PUBLIC HEARING THEREON

WHEREAS, the Norfolk & Southern Railroad has been granted permission by the Interstate Commerce Commission to abandon certain of its former railroad right-of-way within the City of Urbana; and

WHEREAS, the existence of the elevated track bed in the abandoned railroad right-of-way corridor presents an opportunity to correct stormwater drainage problems; and

WHEREAS, the City expects to receive from the Norfolk & Southern Railroad a Quit-Claim Deed conveying to the City all or a large portion of the former railroad right-of-way in the area of concern which the City intends to convey in turn, in an orderly fashion, to the adjacent private properties abutting on the abandoned railroad right-of-way corridor; and

WHEREAS, it is proposed that the special services contemplated herein be paid for through the establishment of a Special Service Area.

NOW THEREFORE, BE IT ORDAINED by the Urbana City Council as follows:

Section 1. That a public hearing shall be held in the Urbana City Council Chambers, 400 South Vine Street, Urbana, Illinois on the 10th day of July, 1995 at 7:15 p.m., for the purposes of considering the establishment of a Special Service Area in the area legally described below:

Commencing at the Northeast corner of the Southwest Quarter of Section 16, Township 19 North, Range 9 East of the Third Principal Meridian; thence S00°-36'-31"W, an assumed bearing, 40.00 feet, to the south Right-of-Way line of Washington Street; thence, N89°-23'-29"W, along said south Right-of-Way line, 93.29 feet to the POINT OF BEGINNING, said point also being the Northeast corner of Lot 1 of Illinois Power Company Subdivision, as shown on a plat dated July 16, 1991 and recorded August 15, 1991 in Plat Book BB at Page 136, as Document Number 91R17138, in the Office of the Recorder, Champaign County, Illinois; thence, S00°-00'-48"E, along the east line of said Lot 1, 509.64 feet; thence, continuing along said east line, around a curve to the left, having a central angle of 12°-25'-17", a radius of 548.69 feet, a chord bearing of S06°-22'-49"E, a chord distance of 118.72 feet, for an arc distance of 118.95 feet, to the north line of Lot 114 of Weller's Scottswood Manor, as shown on a plat dated January 24, 1969 and recorded September 8, 1969 in Plat Book V at Page 3, as Document Number 797100, in the Office of the Recorder, Champaign County, Illinois; thence, N89°-32'-22"E, along said north line of Lot 114, 669.41 feet, to the west Right-of-Way line of Lierman Drive; thence, S00°27'-38"E, along said west Right-of-Way line, 60.00 feet, to the south Right-of-Way line of Hunter Street; thence, N89°-32'-22"E, along said south Right-of-Way line, 214.64 feet, to the northeasterly corner of said Lot 114; thence, S00°-27'-38"E, along the easterly line of said Lot 114, 545.00 feet; thence, continuing along the easterly line of said Lot 114, S28°-38'-27"E, 18.00 feet; thence, S43°-08'-25"W, 95.69 feet, to the northeasterly Right-of-Way line of Ivanhoe Way; thence, N46°-51'-35"W, along said northeasterly Right-of-Way line, 28.46 feet; thence,

S43°-08'25"W, 60.00 feet, to the southwesterly Right-of-Way line of Ivanhoe Way; thence, S46°-51'-35"E, along said southwesterly Right-of-Way line, 368.06 feet; thence, continuing along said Right-of-Way line, around a curve to the left, having a central angle of 32°-17'-40", a radius of 280.00 feet, a chord bearing of S63°-00'-36"E, a chord distance of 155.74 feet, for an arc distance of 157.82 feet, to the northeast corner of Lot 33 of said Weller's Scottswood Manor; thence, S10°34'-18"W, along the east line of said Lot 33, 80.00 feet, to the northwesterly corner of Lot 31 of said Weller's Scottswood Manor; thence, N89°-31'-39"E, along the north line of said Lot 31, 86.87 feet, to the westerly Right-of-Way line of Lanore Drive; thence, S44°-01'-34"E, 101.03 feet, to the northerly corner of Lot 28 of said Weller's Scottswood Manor; thence, S51°-25'-44"E, along the northeasterly line of said Lot 28, 118.27 feet, to the east line of said Lot 28; thence, S00°-08'-11"E, along the east line of said Lot 28, 111.42 feet, to the northwesterly corner of Lot 10 of Weller's Lincolnwood, as shown on a plat dated July 28, 1964, and recorded January 21, 1965 in Plat Book P at Page 35 as Document Number 723861 in the Office of the Recorder, Champaign County, Illinois; thence, N77°-30'-58"E, along the north line of said Lot 10, 108.83 feet, to the westerly Right-of-Way line of Lincolnwood Drive; thence, along said Right-of-Way line, around a curve to the left, having a central angle of 34°-24'-22", a radius of 280.00 feet, a chord bearing of S29°-40'-43"E, a chord distance of 165.63 feet, for an arc distance of 168.14 feet; thence, continuing along said Right-of-Way line, S46°-53'-12"E, 374.04 feet; thence, continuing along said Right-of-Way line, around a curve to the right, having a central angle of 24°-41'-59", a radius of 220.00 feet, a chord bearing of S34°-31'-34"E, a chord distance of 94.11 feet, for an arc distance of 94.84 feet; thence, around a curve to the right, having a central angle of 92°-55'-25", a radius of 25.00 feet, a chord bearing of S22°-27'-10"W, a chord distance of 36.25 feet, for an arc distance of 40.55 feet, to the northerly Right-of-Way line of Florida Avenue; thence, along said northerly Right-of-Way line, around a curve to the left, having a central angle of 14°-17'-24", a radius of 539.20 feet, a chord bearing of S62°-07'-21"W, a chord distance of 134.23 feet, for an arc distance of 134.48 feet; thence, continuing along said northerly Right-of-Way line, around a curve to the right, having a central angle of 09°-29'-38", a radius of 460.00 feet, a chord bearing of S59°-24'-03"W, a chord distance of 76.13 feet, for an arc distance of 76.22 feet, to the southerly corner of Lot 10 of Weller's Lincolnwood Manor as shown on a plat dated November 5, 1969 and recorded May 3, 1971 as Document Number 71R4806 in the Office of the Recorder, Champaign County, Illinois; thence, N29°-32'-42"W, along the southwesterly line of said Lot 10 of Weller's Lincolnwood Manor, 94.05 feet, to the southeasterly line of Lot 9 of said Weller's Lincolnwood Manor; thence, S56°-11'-47"W, along said southeasterly line of Lot 9, 60.02 feet, to the northeasterly Right-of-Way line of James Cherry Drive; thence, along said northeasterly Right-of-Way line, around a curve to the left, having a central angle of 66°-42'-45", a radius of 210.00 feet, a chord bearing of N49°-53'-11"W, a chord distance of 230.93 feet, for an arc distance of 244.51 feet; thence, continuing along said Right-of-Way line, N83°-13'-19"W, 46.81 feet, to the southeast corner of Lot 1 of Block 7 of Champaign-Urbana Amvets Homestead Association Subdivision, as shown on a plat dated June 23, 1952 and recorded August 11, 1952 as Document Number 495201 in the Office of the Recorder,

Champaign County, Illinois; thence, N00°-11'-41"W, along the east line of said Champaign-Urbana Amvets Homestead Association Subdivision, 197.51 feet, to the northeast corner of Lot 2 of said Champaign-Urbana Amvets Homestead Association Subdivision; thence, S52°-53'-29"W, along the northwesterly line of said Lot 2, 103.04 feet, to the northeasterly Right-of-Way line of Fairlawn Drive; thence, along said northeasterly Right-of-Way line, around a curve to the left, having a central angle of 39°-09'-07", a radius of 90.00 feet, a chord bearing of N36°-15'-08"W, a chord distance of 60.31 feet, for an arc distance of 61.50 feet; thence, continuing along said Right-of-Way line, N46°-51'-35"W, 1572.69 feet; thence, around a curve to the right, having a central angle of 46°-47'-30", a radius of 40.00 feet, a chord bearing of N23°27'50"w, a chord distance of 31.77 feet, for an arc distance of 32.67 feet; thence, N46°-51'-35"W, along a line parallel with and 70.00 feet southwesterly of, the southwest Right-of-Way line of the Wabash Railroad Company, 282.37 feet; thence, N0°-00'-48"W, along a westerly line and the southerly extension thereof, of Lot 1 of said Illinois Power Company Subdivision Number 1, 488.11 feet; thence, N89°-28'-53"W, along a southerly line of said Lot 1, 104.93 feet; thence, N45°-52'-09"W, along a southwesterly line of said Lot 1, 67.79 feet; thence, N00°-01'-39"W, 40.80 feet; thence, around a curve to the left, having a central angle of 121°-01'-31", a radius of 50.00 feet, a chord bearing of N17°-56'-32"W, a chord distance of 87.05 feet, for an arc distance of 105.61 feet; thence, N00°-02'-48"W, 10.03 feet; thence, S89°-22'-06"E, along a northerly line of said Lot 1, 180.09 feet; thence, N00°-04'-25"E, along a westerly line of said Lot 1, 200.06 feet, to the south Right-of-Way line of Washington Street; thence, S89°-23'-29"E, along said south Right-of-Way line, 61.27 feet to the POINT OF BEGINNING. Containing 1103543.671 square feet or 25.33 acres, more or less.

The above-said area is generally comprised of those properties which abut upon the former railroad right-of-way of the Norfolk & Southern Railroad as such existed between Florida Avenue on the South and a point one thousand, one hundred thirty-two (1,132) feet Southeast of the intersection of such former railroad right-of-way with Washington Street.

Section 2. The special services proposed for the Special Service Area are the reducing of the elevated track bed to the adjacent grade and installation of twenty-five (25) feet of storm sewer to facilitate stormwater drainage in the area. The entire area will be regraded and seeded and then a survey performed to determine appropriate legal descriptions for use in platting the abandoned railroad right-of-way corridor into parcels to be conveyed to the private properties abutting thereon.

Section 3. That the maximum special service taxes to be extended in any year shall be the sum of Six Hundred, Ninety and 00/100 (\$690.00) dollars for each lot or parcel within the Special Service Area and Sixteen and 35/100 dollars (\$16.35) per lineal foot of the frontage of such parcel that abuts the former railroad right-of-way for a period of ten (10) years.

Section 4. Notice shall be provided to all interested parties in accordance with the Special Service Act.

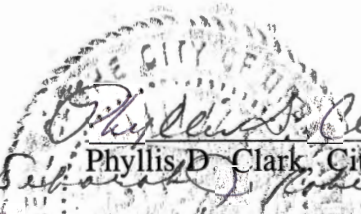
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said City Council.

PASSED by the City Council this 19th day of June, 1995.

AYES: Hayes, Patt, Pollock, Taylor, Whelan

NAYS:

ABSTAINED:

  
Phyllis D. Clark  
Phyllis D. Clark, City Clerk  
*by Deborah J. Roberts, Deputy Clerk*

APPROVED by the Mayor this 20<sup>th</sup> day of June, 1995.

Tod Satterthwaite  
Tod Satterthwaite, Mayor