

AUG - 6 2007


City Clerk

ORDINANCE NO. 2580

AN ORDINANCE ANNEXING A TRACT OF REAL ESTATE BELONGING TO THE VIRGINIA PAYNE TRUST, HAVING NO ASSIGNED ADDRESS, AND COMPRISING 42.56 ACRES, MORE OR LESS, WHICH PROPERTY IS LOCATED ON RUECK ROAD IN MONROE COUNTY, ILLINOIS NORTH OF PALMER ROAD AND THE QUARRY ROAD TO THE CITY OF COLUMBIA, ILLINOIS

WHEREAS, a verified First Amended Petition signed by the legal owner of record of the real estate hereinafter described, has been filed with the City Clerk of the City of Columbia, Illinois (the "City"), requesting that said territory be annexed to the City of Columbia, Illinois;

WHEREAS, the subject tract is not located within the corporate limits of any municipality but is contiguous to the corporate limits of the City;

WHEREAS, legal notice regarding the intention of the City to annex the subject property has been given to all public bodies required to receive such notice in accordance with the statute and the laws in such cases made and provided (including the Monroe County Soil and Water Conservation District and the Trustees of the Columbia Rural Fire Protection District);

WHEREAS, affidavits of service of the annexation notice on the Columbia Rural First Protection District Trustees required to be filed with the office of the Recorder of Deeds in and for Monroe County, Illinois was filed and recorded on April 9, 2007, in accordance with the statute and laws in such cases made and provided, including Section 7-1-1 of the Illinois Municipal Code (65 ILCS 5/7-1-1);

WHEREAS, all petitions, documents, and other necessary legal requirements for the annexation of the subject property have been fulfilled in compliance with the requirements of the statutes and the laws of the State of Illinois in such cases made and provided, including 65 ILCS 5/7-1-1 and 5/7-1-8 regarding annexation of property to a municipality; and,

WHEREAS, the Corporate Authorities of the City find and declare that it is in the welfare and best interests of the City that the subject property be annexed to the City.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. That the following described tract of real estate, being indicated on an accurate map that is appended to and made part of this ordinance, is hereby annexed to the City of Columbia, Illinois, to wit:

A tract of land being part of the West Half of the East Half of the Northeast Quarter of Section 9, Township 1 South, Range 10 West of the Third Principal Meridian, Monroe County, Illinois, described as follows:

Commencing at the northeast corner of said Northeast Quarter of Section 9, thence on an assumed bearing of North 88 degrees 40 minutes 38 seconds West along the north line of said Section 9, a distance of 665.90 feet to the west right of way line of Rueck Road and the Point of Beginning. From said Point of Beginning, thence South 00 degrees 08 minutes 37 seconds West along said west right of way line, a distance of 2639.55 feet to the south line of said Northeast Quarter; thence North 88 degrees 34 minutes 40 seconds West along said south line, a distance of 701.35 feet to the west line of said East Half of the Northeast Quarter of Section 9; thence North 00 degrees 04 minutes 54 seconds East along said west line, a distance of 2638.39 feet to the north line of said Section 9; thence South 88 degrees 40 minutes 38 seconds East, a distance of 704.17 feet to the Point of Beginning, containing 1,854,118 square feet of 42.56 acres, more or less.

Section 3. The City Attorney is hereby directed to record in the office of the Recorder of Deeds of Monroe and St. Clair Counties, Illinois and to file with the County Clerk of Monroe County, Illinois a certified copy of this ordinance, together with an accurate map of the territory annexed, in accordance with the provisions of Sections 7-1-8 and 7-1-40 of the Illinois Municipal Code, as amended (65 ILCS 5/7-1-8 and 5/7-1-40).

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law. The Mayor shall withhold signing and the City Clerk shall withhold attesting this Ordinance until such time as the Annexation Petitioner has reimbursed the City for all fees and costs incurred by the City with regard to this annexation as is required, made and provided for by Section 17.50.010 of the City's Zoning Code.

Alderman Ebersohl moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Hejna, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Unnerstall, Row, Hejna, Oberkfell, Stumpf and Mayor Hutchinson.

NAYS: None.

ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 6th day of August, 2007.



KEVIN B. HUTCHINSON, Mayor

ATTEST:


WESLEY J. HOEFFKEN, City Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY


I, Wesley J. Hoeffken, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and that as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 2580 entitled:

"AN ORDINANCE ANNEXING A TRACT OF REAL ESTATE BELONGING TO THE VIRGINIA PAYNE TRUST, HAVING NO ASSIGNED ADDRESS, AND COMPRISING 42.56 ACRES, MORE OR LESS, WHICH PROPERTY IS LOCATED ON RUECK ROAD IN MONROE COUNTY, ILLINOIS NORTH OF PALLMER ROAD AND THE QUARRY ROAD TO THE CITY OF COLUMBIA, ILLINOIS"

to which this Certificate is attached, is a true, perfect and complete copy of said Ordinance as adopted at a regular meeting of the City of Columbia City Council held on the 6th day of August, 2007, and that said Ordinance has been spread at length on the books and records of said City.

IN WITNESS WHEREOF, I have made and delivered this Certificate for the uses and purposes hereinabove set forth this 6th day of August, 2007.


WESLEY J. HOEFFKEN, City Clerk
City of Columbia, Illinois

(SEAL)