Ordinance No. 94-74

AN ORDINANCE ZONING CERTAIN PROPERTY IN ACCORDANCE WITH AN ANNEXATION AGREEMENT

WHEREAS, pursuant to Ordinance Number $94-\frac{72}{2}$ the Village of Chatham has entered into an annexation agreement with State Bank of Auburn, as trustee of Trust No. 94-195 pertaining to certain property to be known as Oakbrook Estates Subdivision, which property is not as yet platted but has a legal description as set forth in Exhibit A (the "Property";

WHEREAS, on November 28, 1994, at 7:00 p.m., a public hearing was conducted by the Planning Commission of the Village of Chatham regarding the proposed zoning upon annexation of the Property as provided by the annexation agreement;

WHEREAS, comments from the public were received at the meeting and the Planning commission has recommended zoning the property as set forth in the annexation agreement with certain variances regarding corner lots as set forth in the agreement;

WHEREAS, pursuant to Ordinance 94-72-the Property the annexation agreement has been annexed to the Village of Chatham;

WHEREAS, the corporate authorities find it to be in the best interest of the Village to zone Oakbrook Estates Subdivision according to the zoning plat attached hereto as Exhibit B;

WHEREAS, the legal descriptions of the various zones are attached hereto as Exhibit C; and the various lots having a setback variance are depicted on Exhibit D; NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

<u>SECTION 1</u>: The Property is hereby zoned in accordance with the zoning plat, Exhibit B hereto, and the legal descriptions of the various zones, Exhibit C hereto.

SECTION 2: This various lots of the as-yet unplatted Oakbrook Estates Subdivision shall have corner lot setback variances as set forth in Exhibit D hereto.

SECTION 3: This zoning shall be subject to the terms and conditions of the annexation agreement between the Village of Chatham and State Bank of Auburn as Trustee under Trust Number 94-195.

SECTION 4: This Ordinance is effective immediately. PASSED this $\underline{\mathcal{W}}$ day of $\underline{\mathcal{W}}$, 1994.

LINDA KOESTER VILLAGE PRESIDENT

ATTEST: Village Clerk

AYES: NAYS:

PASSED: APPROVED:

ABSENT:

EAST BOUNDARY ANNEXATION

Part of the South Half of Section 6 and part of the Southwest Quarter of Section 5 all in Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Beginning at a stone at the Southeast corner of the aforementioned Section 6; thence North 89 degrees 33 minutes 01 seconds West along the section line a distance of 1331.92 feet to a stone at the quarter, quarter corner, thence North 89 degrees 39 minutes 35 seconds West along the section line a distance of 668.54 feet to an axle, thence North 89 degrees 31 minutes 35 seconds West along the section line a distance of 664.15 feet to an iron pin at the guarter corner, thence North 89 degrees 50 minutes 14 seconds West along the section line a distance of 816.97 feet to an iron pipe on the Easterly Right-of-Way Line of the Southern Pacific Railroad, thence North 20 degrees 51 minutes 03 seconds East along the aforementioned right-of-way line a distance of 1417.25 feet to an iron pipe, thence South 89 degrees 49 minutes 16 seconds East along the guarter, guarter section line a distance of 310.32 feet to an iron pipe at the quarter, quarter corner, thence South 89 degrees 36 minutes 46 seconds East along the quarter, guarter section line a distance of 1329.23 feet to an axle at the guarter, guarter corner, thence South 89 degrees 37 minutes 39 seconds East along the guarter, guarter section line a distance of 1331.52 feet to a stone at the guarter, guarter corner, thence South 89 degrees 53 minutes 37 seconds East along the guarter, guarter section line, a distance of 66.00 feet to an iron pipe, thence South 00 degrees 15 minutes 40 seconds East a distance of 664.04 feet to an iron pipe, thence South 89 degrees 53 minutes 50 seconds East a distance of 1226.60 feet to an iron pipe on the West Rightof-Way Line of Sangamon County Route 22, thence South 00 degrees 03 minutes 06 seconds East along the aforementioned right-of-way line a distance of 663.95 feet to the section line, thence North 89 degrees 54 minutes 03 seconds West along the section line a distance of 1290.17 feet to the point of beginning. Said tract contains 118.945 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 33 minutes 01 seconds West along the South Line of Section 6.



WEST BOUNDARY & WEST BOUNDARY ANNEXATION

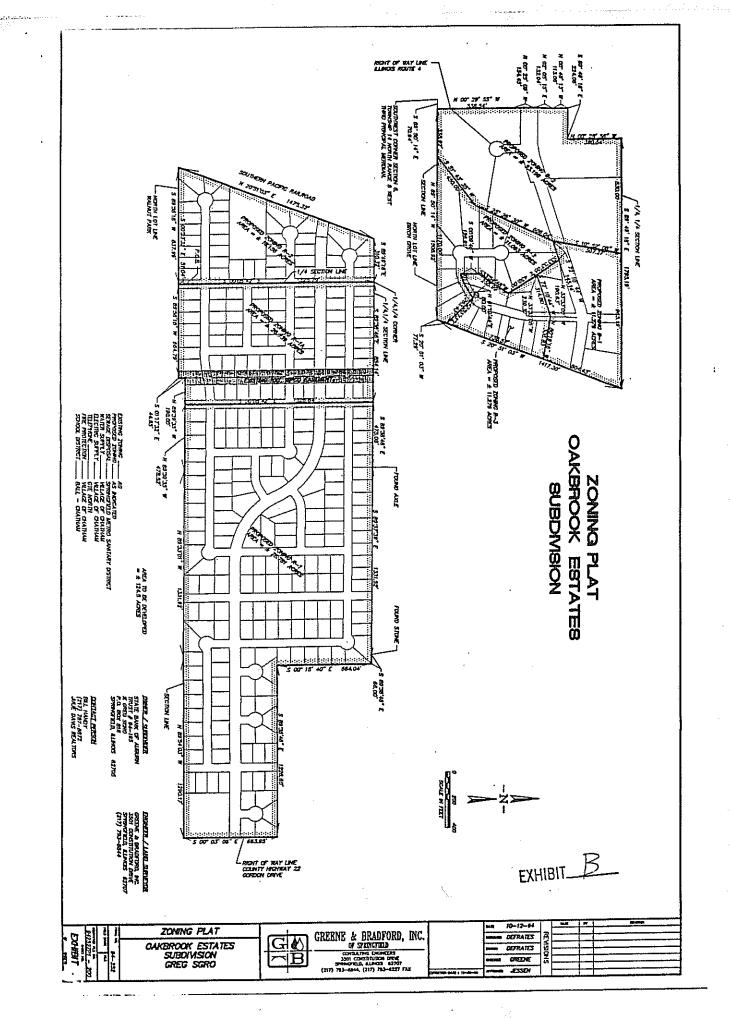
Part of the Southwest Quarter of Section 6, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Commencing at a PK Nail marking the Southwest corner of the Southwest Quarter of the aforementioned Section 6, thence South 89 degrees 50 minutes 14 seconds East along the section line a distance of 70.64 feet to the true point of beginning, marked by an iron pipe being on the East Right of Way Line of Illinois Route 4, thence North 00 degrees 29 minutes 55 seconds West along the aforementioned right-of-way line a distance of 536.54 feet to a concrete right-of-way marker, thence North 00 degrees 25 minutes 09 seconds West along the aforementioned right-of-way line a distance of 154.45 feet to a concrete right-of-way marker, thence North 02 degrees 05 minutes 15 seconds East along said right of way line a distance of 132.04 feet to a concrete right of way marker, thence North 00 degrees 48 minutes 13 seconds West along the aforementioned right of way line a distance of 113.06 feet to an iron pipe, thence South 89 degrees 49 minutes 16 seconds East a distance of 224.06 feet to an existing iron rod, thence North 00 degrees 28 minutes 56 seconds West a distance of 390.54 feet to an iron pipe being on the quarter, quarter section line, thence South 89 degrees 49 minutes 16 seconds East along the aforementioned quarter, quarter section line a distance of 1795.19 feet to an existing iron pipe, being on the former Westerly Right-of-Way Line of the Illinois Terminal Railroad, thence South 20 degrees 51 minutes 03 seconds West along the aforementioned right-of-way line a distance of 1417.30 feet to an iron pipe on the aforementioned section line, thence North 89 degrees 50 minutes 14 seconds West along the section line a distance of 1508.92 feet to the point of beginning. Said tract contains 51,712 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 50 minutes 14 seconds West along the section line.

srf 10/14/94

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EAST AREA ZONING R-2

Part of the Southwest Quarter of Section 6 and Part of the Northwest Quarter of Section 7, all in Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Beginning at an iron pin at the Southeast corner of the Southwest Quarter of the aforementioned Section 6, thence South 00 degrees 23 minutes 32 seconds East along the quarter section line a distance of 51.04 feet to an iron pipe, thence South 89 degrees 56 minutes 18 seconds West a distance of 837.99 feet to an iron pipe on the Easterly Right-of-Way Line of the Southern Pacific Railroad, thence North 20 degrees 51 minutes 03 seconds East along the aforementioned right-of-way line a distance of 1475.32 feet to an iron pipe, thence South 89 degrees 49 minutes 16 seconds East along the quarter, quarter section line a distance of 310.32 feet to an iron pipe, thence South 00 degrees 05 minutes 42 seconds East along the quarter section line a distance of 1325.79 feet to the point of beginning. Said tract contains 18.156 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is South 00 degrees 05 minutes 42 seconds East along the quarter section line.

EXHIBIT

EAST AREA ZONING R-1A

Part of the Southeast Quarter of Section 6, and part of the Northeast Quarter of Section 7, all in Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Beginning at an iron pin at the Southwest corner of the Southeast Quarter of the aforementioned Section 6, thence North 00 degrees 05 minutes 42 seconds West along the quarter section line a distance of 1325.79 feet to an iron pipe at the Northwest corner of the Southwest Quarter of the Southeast Quarter, thence South 89 degrees 36 minutes 46 seconds East along the quarter, quarter section line a distance of 854.14 feet to an iron pipe, thence South 00 degrees 05 minutes 42 seconds East, a distance of 1326.64 feet to an iron pipe on the section line, thence North 89 degrees 39 minutes 35 seconds West along the section line a distance of 190.00 feet to an axle, thence South 01 degrees 17 minutes 32 seconds East a distance of 664.79 feet to an iron pipe, thence North 00 degrees 23 minutes 32 seconds West a distance of 51.04 feet to the point of beginning. Said tract contains 26.739 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 39 minutes 35 seconds West along the South Line of Section 6.

EAST AREA ZONING R-1

Part of the South Half of Section 6 and part of the Southwest Quarter of Section 5 all in Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Beginning at a stone at the Southeast corner of the aforementioned Section 6; thence North 89 degrees 33 minutes 01 seconds West along the section line a distance of 1331.92 feet to a stone at the guarter, guarter corner, thence North 89 degrees 39 minutes 35 seconds West along the section line a distance of 478.54 feet to an iron pipe. thence North 00 degrees 05 minutes 42 seconds West a distance of 1326.64 feet to an iron pipe on the guarter, guarter section line, thence South 89 degrees 36 minutes 46 seconds East along the quarter, quarter section line a distance of 475.08 feet to an axle at the quarter, quarter corner, thence South 89 degrees 37 minutes 39 seconds East along the guarter, guarter section line a distance of 1331.52 feet to a stone at the quarter, quarter corner, thence South 89 degrees 53 minutes 37 seconds East along the quarter, quarter section line a distance of 66.00 feet to an iron pipe thence South 00 degrees 15 minutes 40 seconds East a distance of 664.04 feet to an iron pipe, thence South 89 degrees 53 minutes 50 seconds East a distance of 1226.60 feet to an iron pipe on the West Right-of-Way Line of Sangamon County Route 22, thence South 00 degrees 03 minutes 06 seconds East along the aforementioned right-of-way line a distance of 663.95 feet to an iron pipe on the section line, thence North 89 degrees 54 minutes 03 seconds West along the section line a distance of 1290.17 feet to the point of beginning. Said tract contains 75,782 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 33 minutes 01 seconds West along the South Line of Section 6.

94252

WEST BOUNDARY - ZONING R-3

Part of the Southwest Quarter of Section 6, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Commencing at a PK Nail marking the Southwest corner of the Southwest Quarter of the aforementioned Section 6, thence South 89 degrees 50 minutes 14 seconds East along the section line a distance of 1508.92 feet to an iron pipe, being on the former Westerly Right-of-Way Line of the Illinois Terminal Railroad, thence North 20 degrees 51 minutes 03 seconds West along the aforementioned right-of-way line a distance of 77.29 feet to the true point of beginning marked by an iron pipe, thence North 42 degrees 55 minutes 13 seconds East a distance of 263.43 feet to a point marking the beginning of a 200.00 foot radius curve whose center bears North 42 degrees 55 minutes 13 seconds East, thence Southwesterly along said curve having a long chord with a course of South 54 degrees 07 minutes 46 seconds West a distance of 49.09 feet, thence South 61 degrees 10 minutes 44 seconds West a distance of 80.00 feet to a point marking the beginning of a 200.00 foot radius curve to the right, thence Southwesterly along said curve having a long chord with a course of South 70 degrees 37 minutes 54 seconds West a distance of 65.69 feet to a point, thence North 00 degrees 09 minutes 46 seconds East a distance of 126.91 feet to an iron pipe, thence North 33 degrees 54 minutes 48 seconds East, a distance of 255.99 feet to an iron pipe, thence North 33 degrees 33 minutes 05 seconds West a distance of 239.37 feet to an iron pipe, thence North 72 degrees 10 minutes 44 seconds East, a distance of 314.80 feet to a point, thence South 80 degrees 19 minutes 16 seconds East a distance of 306.83 feet to an iron pipe on the aforementioned former Westerly Right-of-Way Line, thence South 20 degrees 51 minutes 03 seconds West along the aforementioned rightof-way line a distance of 735.57 feet to the point of beginning. Said tract contains 6.144 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 50 minutes 14 seconds West along the section line.

WEST BOUNDARY ZONING B-2

Part of the Southwest Quarter of Section 6, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Commencing at a PK Nail marking the Southwest corner of the Southwest Quarter of the aforementioned Section 6, thence South 89 degrees 50 minutes 14 seconds East along the section line a distance of 70.64 feet to the true point of beginning, marked by an iron pipe being on the East Right of Way Line of Illinois Route 4, thence North 00 degrees 29 minutes 55 seconds West along the aforementioned right-of-way line a distance of 536.54 feet to a concrete right-of-way marker, thence North 00 degrees 25 minutes 09 seconds West along the aforementioned right-of-way line a distance of 154.45 feet to a concrete right-of-way marker, thence North 02 degrees 05 minutes 15 seconds East along said right of way line a distance of 132.04 feet to a concrete right of way marker, thence North 00 degrees 48 minutes 13 seconds West along the aforementioned right of way line a distance of 113.06 feet to an iron pipe, thence South 89 degrees 49 minutes 16 seconds East a distance of 224.06 feet to an existing iron rod, thence North 00 degrees 28 minutes 56 seconds West a distance of 390.54 feet to an iron pipe being on the quarter, quarter section line, thence South 89 degrees 49 minutes 16 seconds East along the aforementioned quarter, guarter section line a distance of 830.00 feet to an iron pipe, thence South 10 degrees 52 minutes 06 seconds West a distance of 507.27 feet to an iron pipe, thence South 25 degrees 26 minutes 30 seconds West a distance of 606.04 feet to an iron pipe, thence South 51 degrees 43 minutes 35 seconds West a distance of 450.00 feet to an iron pipe being on the aforementioned section line, thence North 89 degrees 50 minutes 14 seconds West along the section line a distance of 338.92 feet to the point of beginning. Said tract contains 23.198 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 50 minutes 14 seconds West along the section line.

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WEST BOUNDARY ZONING R-2

Part of the Southwest Quarter of Section 6, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Commencing at a PK Nail marking the Southwest corner of the Southwest Quarter of the aforementioned Section 6, thence South 89 degrees 50 minutes 14 seconds East along the section line a distance of 409.56 feet to the true point of beginning, marked by an iron pipe, thence North 51 degrees 43 minutes 35 seconds East a distance of 450.00 feet to an iron pipe, thence North 25 degrees 26 minutes 30 seconds East a distance of 606.04 feet to an iron pipe, thence North 72 degrees 10 minutes 44 seconds East a distance of 145.14 feet to an iron pipe, thence South 33 degrees 33 minutes 05 seconds East a distance of 430.00 feet to an iron pipe, thence South 33 degrees 54 minutes 48 seconds West a distance of 255.99 feet to an iron pipe, thence South 00 degrees 09 minutes 46 seconds West a distance of 126.91 feet to a point marking the beginning of a 200.00 foot radius curve to the left, thence Northeasterly along said curve having a long chord with a course of North 70 degrees 37 minutes 54 seconds East a distance of 65.69 feet, thence North 61 degrees 10 minutes 44 seconds East a distance of 80.00 feet to a point marking the beginning of a 200.00 foot radius curve to the left, thence Northeasterly along said curve having a long chord with a course of North 54 degrees 07 minutes 46 seconds East a distance of 49.09 feet to a point, thence South 42 degrees 55 minutes 13 seconds East a distance of 263.43 feet to an iron pipe on the former Westerly Right-of-Way Line of the Illinois Terminal Railroad, thence South 20 degrees 51 minutes 03 seconds West along the aforementioned right-of-way line a distance of 77.29 feet to an iron pipe being on the aforementioned section line, thence North 89 degrees 50 minutes 14 seconds West along the section line a distance of 1170.00 feet to the point of beginning. Said tract contains 11.093 acres, more or less, all in the County of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 50 minutes 14 seconds West along the section line.

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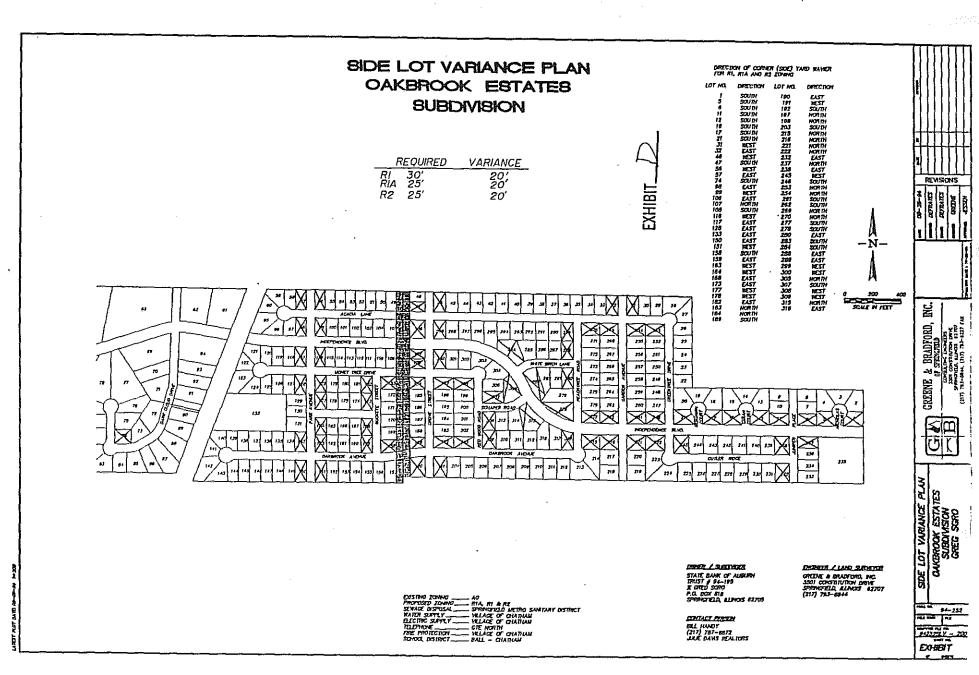
WEST BOUNDARY ZONING B-1

Part of the Southwest Quarter of Section 6, Township 14 North, Range 5 West of the Third Principal Meridian, described more particularly as follows:

Commencing at a PK Nail marking the Southwest corner of the Southwest Quarter of the aforementioned Section 6, thence South 89 degrees 50 minutes 14 seconds East along the section line a distance of 409.56 feet to an iron pipe thence North 51 degrees 43 minutes 53 seconds East a distance of 450.00 feet to an iron pipe, thence North 25 degrees 26 minutes 30 seconds East a distance of 606.04 feet to the true point of beginning marked by an iron pipe, thence North 10 degrees 52 minutes 06 seconds East a distance of 507.27 feet to an iron pipe being on the quarter, quarter section line, thence South 89 degrees 49 minutes 16 seconds East along the quarter, quarter section line a distance of 965.19 feet to an existing iron pipe on the former Westerly Right-of-Way Line of the Illinois Terminal Railroad, thence South 20 degrees 51 minutes 03 seconds West along the aforementioned right-of-way line a distance of 604.43 feet to an iron pipe, thence North 80 degrees 19 minutes 16 seconds West a distance of 306.83 feet to a point, thence South 72 degrees 10 minutes 44 seconds West a distance of 314.80 feet to an iron pipe, thence North 33 degrees 33 minutes 05 seconds West a distance of 190.63 feet to an iron pipe, thence South 72 degrees 10 minutes 44 seconds West a distance of 145.14 feet to the point of beginning. Said tract contains 11.276 acres, more or less, all in the county of Sangamon, State of Illinois.

Basis of bearing is North 89 degrees 50 minutes 14 seconds West along the section line.

srf 10/14/94



ORDINANCE CERTIFICATE

STATE OF ILLINOIS)) SS. COUNTY OF SANGAMON)

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 94-___, adopted by the President and Board of Trustees of said Village on the _____ day of _____, 1994, said Ordinance being entitled:

AN ORDINANCE ZONING CERTAIN PROPERTY IN ACCORDANCE WITH AN ANNEXATION AGREEMENT

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this ____ day of _____, 1994.

Village Clerk