

Ordinance No. 12- 45

**AN ORDINANCE REZONING CERTAIN LAND IN ACCORDANCE WITH AN
AMENDMENT TO AN ANNEXATION AGREEMENT
(South Park Commons Subdivision)**

WHEREAS, the Village of Chatham has this date approved an Amendment to Annexation Agreement Pertaining to Southpark Commons Subdivision by and among South Park Development, Inc., an Iowa corporation, JPMorgan Chase Bank, N.A., as Trustee under the provisions of the Trust Agreement dated April 25, 1979, formerly known as Trust No. 51-1102-6, commonly known as the Julia F. Richards Trust, f/k/a Bank One Springfield, (a/k/a Bank One Trust Company, N.A.), as Trustee of Trust No. 2641260910 under the Last Will and Testament of Julia F. Richards, J.C. Dowson, Inc., and the Village of Chatham;

WHEREAS, the Amended Annexation Agreement provides for rezoning of certain property within the corporate limits of the Village of Chatham to R-1, the legal description of which is as follows:

Part of the west half of Section 18, Township 14 north, range 5 west of the Third Principal Meridian; described more particularly as follows:

Beginning at an iron pipe over a stone marking the southwest corner of the aforementioned section 18, thence north 00 degrees 50 minutes 03 seconds west along the section line a distance of 2241.31 feet to a mag nail, thence north 89 degrees 13 minutes 27 seconds east a distance of 1367.18 feet to an iron pipe, thence north 00 degrees 43 minutes 26 seconds east a distance of 1095.01 feet- to an iron pipe, thence north 89 degrees 06 minutes 04 seconds east a distance of 1154.63 feet to an iron pipe on the quarter section line, thence south 00 degrees 50 minutes 49 seconds east along the quarter section line a distance of 3318.28 feet to an iron pipe marking the south quarter corner of section 18, thence south 88 degrees 45 minutes 30 seconds west along the section line a distance of 2524.72 feet to the point of beginning. Said tract contains 158.382 acres, more or less, all in the County of Sangamon, State of Illinois. Basis of bearing is north 00 degrees 50 minutes 03 seconds west along the section line.

Except:

A. All the land depicted on the Plat of Subdivision of Southpark Commons Subdivision, Plat 2, recorded on March 19, 2007 as Document No. 2007R08758; and,

B. Part of the southwest quarter of Section 18, Township 14 North, Range 5 west of the Third Principal Meridian, described more particularly as follows:

Commencing at the southwest corner of the aforementioned Section 18, thence north 00 degrees 50 minutes 03 seconds west along the section line a distance of 386.33 feet to the true point of beginning, thence continuing north 00 degrees 50 minutes 03 seconds west along the section line a distance of 870.98 feet, thence north 89 degrees 13 minutes 27 seconds east a distance of 523.00 feet, thence south 00 degrees 46 minutes 33 seconds a distance of 866.73 feet, thence south 88 degrees 45 minutes 30 seconds west a distance of 522.13 feet to the true point of beginning.

Basis of bearing is north 00 degrees 50 minutes 03 seconds west along the section line.

(the "Property")

WHEREAS, pursuant to notice duly published in a newspaper of general circulation within the Village, on November 15, 2012, the Chatham Plan Commission conducted a public hearing with respect to the rezoning, and on November 27, 2012, and the necessary public hearing has been conducted by the Chatham Village Board with respect to the annexation agreement;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, AS FOLLOWS:

SECTION 1: The Property is hereby rezoned to R-1. In accordance with the amended annexation agreement, its use for agriculture pending its development shall be permitted.

SECTION 2: This Ordinance is effective immediately.

PASSED this 27 day of NOV, 2012.

Thomas S Gray
VILLAGE PRESIDENT

ATTEST:

Pat Schan
Village Clerk

KAUAIAGH SCHATTEMAN

AYES: 6 HERR MAW BOYLE HOLDEN

NAYS: 0

PASSED: 11-27-12

APPROVED: 11-27-12

ABSENT: 0

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. 12-45, adopted by the President and Board of Trustees of said Village on the 27th day of November, 2012, said Ordinance being entitled:

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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 27 day of NOV, 2012.



Village Clerk

