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REC FEE: 34.00

TOTAL: \$34.00

PAGES: 9

RHONDA

JOSHUA A. LANGFELDER  
SANGAMON COUNTY RECORDER

Please Invoice and send back to:

Village of Chatham  
Attn: Patrick McCarthy  
117 E. Mulberry St.  
Chatham, IL 62629

Document Title: Ball-Chatham School  
District Property Annexation

SANGAMON COUNTY, ILLINOIS

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ORDINANCE  
NUMBER 18 - 8

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**AN ORDINANCE ANNEXING BALL-CHATHAM SCHOOL DISTRICT PROPERTY  
TO  
THE VILLAGE OF CHATHAM**

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DAVE KIMSEY, Village President  
AMY DAHLKAMP, Village Clerk

TERRY FOUNTAIN  
BRETT GERGER  
NINA LINDHORST  
RYAN MANN  
MATT MAU  
PAUL SCHERSCHEL  
Village Trustees

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Published in pamphlet form by authority of the President and Board of Trustees of the Village of Chatham  
on January 23, 2018

Sorling Northrup – 1 N. Old State Capitol Plaza, Suite 200, P.O. Box 5131, Springfield, IL 62705

**ORDINANCE NO. 18 - 8**

**AN ORDINANCE ANNEXING SCHOOL DISTRICT PROPERTY TO  
THE VILLAGE OF CHATHAM**

**WHEREAS**, the Village of Chatham (hereinafter “Village”) is an Illinois Municipal Corporation existing and operating under the Illinois Municipal Code and the laws of the State of Illinois; and

**WHEREAS**, Ball-Chatham School District (hereinafter “Owner”) is the owner of record of certain real property, legally described on **Exhibit 1** to this Ordinance (hereinafter “Unincorporated Territory”); and

**WHEREAS**, in January, 2018, Owner filed with the Village Clerk a duly executed Petition for Annexation (hereinafter “Petition”) (**Exhibit 2**), pursuant to 65 ILCS 5/7-1-8, requesting that the Unincorporated Territory be annexed to the Village; and

**WHEREAS**, the Village is authorized to annex the Unincorporated Territory pursuant to the Illinois Municipal Code, 65 ILCS 5/7-1-1 et seq; and

**WHEREAS**, the Unincorporated Territory is not within the corporate limits of any municipality; and

**WHEREAS**, the Unincorporated Territory is contiguous to the Village; and

**WHEREAS**, there are no electors residing in the Unincorporated Territory; and

**WHEREAS**, the Unincorporated Territory is currently within a fire protection district and public library district; however, the Village does not provide either fire protection services or a public library; and,

**WHEREAS**, the School District wishes to, and the Village agrees to allow it to, retain the option of selecting its electrical service provider after annexation into the Village; and,

**WHEREAS**, the President and Board of Trustees of the Village have determined it to be in the best interest of the Village to annex the Unincorporated Territory into the Village.

**NOW THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Chatham, Sangamon County, Illinois, as follows:

**Section 1.** Recitals. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

**Section 2.** Annexation. The property described in **Exhibit 1** shall be, and is hereby, annexed to the Village of Chatham.

**Section 3.** Retention of Electric Service Provider Option. The School District shall retain the right to select its electric service provider for the property described in **Exhibit 1** for as long as it owns said property. This provision shall supersede any exclusivity agreement entered into by the Village, and the Village agrees to explicitly exclude said property from any exclusivity agreement entered into with an electric service provider.

**Section 4.** Authorization. The Village Clerk shall be, and is hereby, authorized and directed to record in the Office of the Sangamon County Recorder of Deeds promptly after the effective date of this Ordinance, a certified copy of this Ordinance, including an accurate map of the annexed territory in compliance with the Municipal Code, and any other documents as required by law including affidavits of service as may be required by law. The Village Manager shall be, and is hereby, authorized and directed to notify the Election Authorities, as defined in Section 7-1-1 of the Illinois Municipal Code, 65 ILCS 5/7-1-1, and the United States Post Office branches serving the Parcel of the annexation by registered or certified mail within 30 days after the effective date of this Ordinance. A document of annexation shall also be filed with the County Clerk as required by law.

**Section 5. Severability.** In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

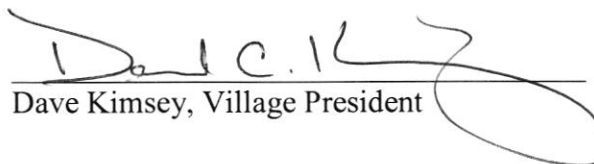
**Section 6. Repeal and Savings Clause.** All Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, action, or causes of action which shall have accrued to the Village of Chatham prior to the effective date of this Ordinance.

**Section 7. Effectiveness.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED this 23 day of January, 2018.

	YES	NO	ABSENT	PRESENT
TERRY FOUNTAIN	X			
BRETT GERGER	X			
NINA LINDHORST	X			
RYAN MANN	X			
MATT MAU	X			
PAUL SCHERSCHEL	X			
DAVE KIMSEY				
TOTAL	6	0	0	

**APPROVED** by the President of the Village of Chatham, Illinois this 23 day of January, 2018.

  
 Dave Kimsey, Village President

Attest:

  
 Amy Dahlkamp, Village Clerk

**EXHIBIT 1**  
**LEGAL DESCRIPTION**

The Unincorporated Territory is commonly described as Glenwood Middle School 595 Chatham Rd. Chatham, IL 62629 and Glenwood Intermediate School, 465 Chatham Rd. Chatham, IL 62629, and is further legally described as:

Parcel Number: 29-09.0-300-011  
29-09.0-400-026

**EXHIBIT 2**  
**PETITION FOR ANNEXATION**

**PETITION TO ANNEX CERTAIN TERRITORY  
TO THE VILLAGE OF CHATHAM, ILLINOIS**

IN THE MATTER OF THE PETITION OF THE BALL-CHATHAM SCHOOL DISTRICT TO THE BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM:

NOW COMES the Petitioner, BALL-CHATHAM SCHOOL DISTRICT (“Petitioner”), and hereby petitions the Village of Chatham to annex the land described in **Exhibit A** (“Territory”) to the Village of Chatham, Illinois and further states as follows:

1. The Petitioner is the owner of record of certain territory sought to be annexed to the Village of Chatham, Illinois.

2. The Territory is commonly described as Glenwood Middle School 595 Chatham Rd. Chatham, IL 62629 and Glenwood Intermediate School, 465 Chatham Rd. Chatham, IL 62629, and is further legally described as:

Parcel Number: 29-09.0-300-011  
29-09.0-400-026

3. The Territory is contiguous to the Village of Chatham, Illinois.

4. The Territory meets the qualifications set forth in 65 ILCS 5/7-1-8 to be annexed into the Village.

5. This petition is signed by all current legal owners of the Territory.

6. There are no electors residing within the Territory.

7. The Territory is not part of any other adjoining Village or municipality.

8. That Petitioner desires that proper publication and notice be made in accord with the Illinois Municipal Code.

9. That an accurate map of the property to be annexed shall be furnished concurrent with the adoption of any annexation ordinance.

WHEREFORE, the Petitioner, BALL-CHATHAM SCHOOL DISTRICT, pray that the Board of Trustees pass an Ordinance to accept the territory proposed to be annexed, file with the County Clerk of Sangamon County the original Petition and a certified copy of the Ordinance, and record a copy of the Ordinance the Ordinance and an accurate map of the annexed territory with the Sangamon County Recorder.





# Exhibit A

BALL-CHATHAM C.U.D. #5  
29090300011

BALL-CHATHAM C.U.D. #5  
29090400026

WY OAKS

SWEETBRIAR

CHATHAM

NEW CITY

LAKWOOD

TURTLE CO