CITY OF LEROY COUNTY OF MC LEAN STATE OF ILLINOIS

ORDINANCE NO. 821

AN ORDINANCE GRANTING A VARIANCE OF THE REQUIREMENTS OF THE SUBDIVISION CODE OF THE CITY OF LEROY, MC LEAN COUNTY, ILLINOIS, AS PROVIDED UNDER SECTION 22.10 OF CHAPTER 22 SUBDIVISIONS, MUNICIPAL CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (AS AMENDED)

	DAY OFNo	ovember 16, 1998	, 1998.
	PRESENTED:	November 16,	,1998
	PASSED:	November 16,	, 1998
	APPROVED:	November 16	, 1998
	RECORDED	November 16	_ , 1998
	PUBLISHED:	November 16	, 1998
	In Pamphlet Fo	rm	
	Voting "	Aye"5	<u>-</u>
	Voting "l	Nay"	- .
	<u> </u>		
that this docurant to Section 1-	nent constitutes t -2-4 of the Illinoi	the publication in pois Municipal Code,	Clerk of the City of LeRoy does I amphlet form, in connection wi of the above-captioned ordinand and published as above stated.

ORDINANCE NO. 821

AN ORDINANCE GRANTING A VARIANCE OF THE REQUIREMENTS OF THE SUBDIVISION CODE OF THE CITY OF LEROY, MC LEAN COUNTY, ILLINOIS, AS PROVIDED UNDER SECTION 22.10 OF CHAPTER 22 SUBDIVISIONS, MUNICIPAL CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (AS AMENDED)

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, have determined that a proposed subdivision of Lots 4, 5 and 6 in Block 127 of Wood and Conkling's Addition to the City of LeRoy is appropriate; and

WHEREAS, Section 22.10 Subdivision of Small Tracts, of Chapter 22 SUBDIVISIONS, of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), provides for a certain expediting of subdivision approval procedures and a method by which relief can be granted in unique and unusual situations concerning small tracts of land,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, Illinois, in lawful meeting assembled, as follows:

<u>Section 1</u>. The request by Steven Cline, owner of Lots 4, 5 and 6 in Block 127 of Conkling's Addition to the City of LeRoy, McLean County, Illinois, to subdivide said lots in to the following two tracts, described as follows:

TRACT 1: The North 70 feet of Lots 4, 5 and 6, in Block 127 of Conkling's Addition to the City of LeRoy, McLean County, Illinois; and

TRACT 2: All of Lots 4, 5 and 6 in Block 127 of Conkling's Addition to the City of LeRoy, McLean County, Illinois, except the North 70 feet thereof,

is hereby approved. Further, in accordance of Section 22.10 of Chapter 22 SUBDIVISIONS, Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), the City Council hereby finds that the plat of resubdivision of the aforesaid Lots 4, 5 and 6 is a plat of resubdivision of a small tract of land. After consideration of said request, the City Council is of the opinion that the intent and purpose of the provisions of Chapter 22 SUBDIVISIONS of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended) are not violated by such plat and that construction of the improvements required in accordance with Chapter 22 of the aforesaid municipal code are not applicable, at least in certain instances, or cannot be reasonably enforced. Therefore, the City

hereby approves the aforesaid plat, a copy of which is attached hereto as Exhibit A and incorporated herein by reference, without requiring the applicant, Steve Cline, to proceed further in accordance with Chapter 22 SUBDIVISIONS of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended).

- <u>Section 3</u>. The City Council hereby finds that all the recitals contained in the preambles and recitals to this ordinance are true, complete and correct, and they hereby incorporate such preambles and recitals into this ordinance by this reference thereto.
- <u>Section 4</u>. All ordinances, or parts thereof, resolutions, or parts thereof, in conflict with this ordinance shall be and the same are hereby repealed to the extent of such conflict, and this ordinance shall be in full force and effect as set forth hereafter.
- Section 5. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or any liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost impaired or affected by this ordinance.
- Section 6. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as required by law.

PASSED by the C	City Council of the	City of LeRoy, III	linois, upon t	he motion by	Dave
McClelland	, seco	onded by <u>W. H.</u>	Weber		
•	roll call vote on t	he <u>16th</u> day of _	November		, 1998, as
follows:					,
Aldermen elected	6	Aldermen presen	t <u>5</u>		
VOTING AYE:					
Ryan Miles, Dawn	Thompson, Dave	McClelland, W.	H. Weber,	Dick Olive	r.
	(full names)				

VOTING NAY:	
None	
(full names)	
ABSENT:	
Ron Litherland	
(full names)	
ABSTAIN:	
(full names)	
OTHER:	
(full names)	4
(1441.444145)	
APPROVED BY the Mayor of the	X ALL MARLEM Sue Marcum, City Clerk of the City of LeRoy, McLean County, Illinois the City of LeRoy, Illinois, this 16th day of
November , 19	98.
ATTEST: (SEAL)	X Robert Rice, Mayor of the City of LeRoy, McLean County, Illinois
X Make Marcum, City Clerk, City of LeRo McLean County, Illinois	 эу,

EXHIBIT A

TO BE INSERTED HERE

[copy of subdivision plat submitted by Steven Cline, Applicant]

CERTIFICATE

I, Sue Marcum, certify that I am the duly appointed and acting	municipal clerk of the City		
of LeRoy, of McLean County, Illinois.			
I further certify that on <u>November 16</u>	, 1998, the Corporate		
Authorities of such municipality passed and approved Ordinance No	821 , entitled:		
AN ORDINANCE GRANTING A VARIANCE OF THE REQU SUBDIVISION CODE OF THE CITY OF LEROY, MC LEAN C PROVIDED UNDER SECTION 22.10 OF CHAPTER 22 SUBDI CODE OF THE CITY OF LEROY, ILLINOIS, 1975 (A	OUNTY, ILLINOIS, AS VISIONS, MUNICIPAL S AMENDED),		
which provided by its terms that it should be published in pamphlet for	rm.		
The pamphlet form of Ordinance No. 821, including t	he Ordinance and a cover		
sheet thereof, was prepared, and a copy of such Ordinance was posted	at the municipal building,		
commencing on November 16 , 1998, a	nd continuing for at least		
ten days thereafter. Copies of such Ordinance were also available i	for public inspection upon		
request in the office of the municipal clerk.			
Dated at LeRoy, Illinois, this 16th day of November	, 1998		
(SEAL)			
Municipal Clerk	reum)		

STATE OF ILLINOIS	gg.	•			
COUNTY OF McLEAN)	SS:				
I, <u>Sue Marcum,</u> do here <u>City of LeRoy, McLean</u> Coun	-	-	-	-	
the records and files of the Ma				mac I am me keepe	01
I do further certify that entitled:	the foregoin	ig is a true, correc	et and comple	te copy of an ordina	nce
AN ORDINANCE GRAN SUBDIVISION CODE OF T PROVIDED UNDER SECT CODE OF THE C	HE CITY (ION 22.10 (OF LEROY, MC OF CHAPTER 2	LEAN COU 2 SUBDIVIS	JNTY, ILLINOIS, . SIONS, MUNICIPA	AS
I do further certify said	ordinance v	was adopted by th	e City Counc	il of the City of Lel	loy
at a regular meeting on the 16					
making of this certificate the s					
said City where it now appear books.	s and remain	ns as a faithful re	cord of said	ordinance in the rec	ord
Dated this 16th da	y of <u>Nove</u>	ember		, 1998.	
	·	Of a d	Marc	1110.1	

(SEAL)