

CITY OF LEROY
COUNTY OF MC LEAN
STATE OF ILLINOIS

ORDINANCE NO. 813

AN ORDINANCE AMENDING ORDINANCE NO. 226, GRANTING A ZONING
VARIANCE, AND GRANTING PERMISSION FOR THE KEEPING AND BOARDING OF
ANIMALS FOR SPECIFIC PROPERTY DESCRIBED HEREIN, IN THE CITY OF LEROY,
MCLEAN COUNTY, ILLINOIS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS 21st
DAY OF September, 1998.

PRESENTED: September 21, 1998

PASSED: September 21, 1998

APPROVED: September 21, 1998

RECORDED: September 21, 1998

PUBLISHED: September 21, 1998

In Pamphlet Form

Voting "Aye" 6

Voting "Nay" 6

The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)

X *Julie Marcum*
City Clerk of the City of LeRoy,
McLean County, Illinois

Dated: September 21, 1998.

ORDINANCE NO. 813

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WHEREAS, a Petition to permit a use variance for the real estate described hereinafter was received by the City of LeRoy, in regard to premises described hereinafter, said petition seeking a variance to permit the keeping and boarding of animals; and

WHEREAS, a public hearing was held by the Zoning Board of Appeals of the City of LeRoy, Illinois, on September 10, 1998, at 7:00 PM, at the City Hall, LeRoy, Illinois, in accordance with the laws of the State of Illinois and the ordinances of the City of LeRoy, McLean County, Illinois, to consider said petition, after due notice was given in accordance with all applicable laws and ordinances; and

WHEREAS, said Zoning Board of Appeals did recommend to the City Council of the City of LeRoy, Illinois, that said petition for variation in use be allowed as requested; and

WHEREAS, all things required by law and ordinance to be done in regard to the variation of the zoning regulations regarding the hereinafter described property have been completed; and

WHEREAS, the City of LeRoy did, by Ordinance No. 226, passed and approved December 10, 1984, provide as to the zoning designation for said premises that said premises would be zoned A, Agriculture, and that certain additional permitted uses as set forth in an annexation agreement, a copy of which was made an exhibit to the aforesaid ordinance, would be allowed, and such additional permitted uses would not be construed to permit "riding stables, petting zoos, or any other similar use of subject premises where such use may involve the keeping or boarding of animals upon the subject premises, or the placement for viewing or recreational purposes of animals upon the subject premises from time to time, other than to the extent city ordinances permit the same, without further application in writing, to the zoning board and city council of the City of LeRoy for appropriate hearing thereon, and favorable action being taken in connection with such application, if made,

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

SECTION 1. The real estate the subject of this ordinance is described as follows:

(See Exhibit A attached hereto and incorporated herein by reference).

SECTION 2. The City Council hereby finds that as to the real estate described in Exhibit A, attached hereto and incorporated herein by reference, an additional permitted use in the A, Agriculture District, which is the zoning district classification for the subject premises, shall be deemed to include keeping or boarding of animals for agricultural purposes, including the keeping or boarding of horses.

SECTION 3. This ordinance shall be deemed to amend Ordinance No. 226, in accordance with the provisions of this ordinance.

SECTION 4. 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 City Council of the City of LeRoy, Illinois, upon the motion by Dick Oliver, seconded by Dawn Thompson, by roll call vote on the 21st day of September, 1998, as follows:

Aldermen elected 6 Aldermen present 6

VOTING AYE:

Ryan Miles, Dawn Thompson, Dave McClelland, W. H. Weber, Ron Litherland, Dick Oliver
(full names)

VOTING NAY:

none
(full names)

ABSENT:

none
(full names)

ABSTAIN:

none
(full names)

OTHER:

none
(full names)

and deposited and filed in the office of the acting City Clerk in said municipality on the 21st day of
September 21, 1998.

X *Sue Marcum*
Sue Marcum, City Clerk of the City of LeRoy,
McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 21st day of
September, 1998.

X *Robert Rice*
Robert Rice, Mayor of the City of LeRoy,
McLean County, Illinois

ATTEST: (SEAL)

X *Sue Marcum*
Sue Marcum, City Clerk, City of LeRoy,
McLean County, Illinois

Legal Description:

The East 66 feet of the South 266 feet of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 32, a part of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 32, a part of the Northeast 1/4 of the Northwest 1/4 of Section 32, and a part of the Northwest 1/4 of the Northeast 1/4 of Section 32, also being part of Lots 7, 8 and 9 in the Subdivision of Section 32 recorded in Plat Book 2, Page 221 in the McLean County Recorder of Deeds Office, all in Township 22 North, Range 4 East of the Third Principal Meridian, City of LeRoy, McLean County, Illinois more particularly described as follows: Beginning at the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of said Section 32; thence South 89 degrees 56 minutes 12 seconds West 1326.33 feet to the Southeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence South 89 degrees 53 minutes 36 seconds West 662.64 feet on the South line of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence South 89 degrees 58 minutes 48 seconds West 66.00 feet on the South line of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence North 00 degrees 12 minutes 16 seconds West 266.00 feet parallel with the East line of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence North 89 degrees 58 minutes 48 seconds East 66.00 feet parallel with the South line of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32 to the East line of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence South 00 degrees 12 minutes 16 seconds East 34.00 feet on the East line of the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence North 89 degrees 58 minutes 28 seconds East 662.54 feet to the East line of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence North 00 degrees 13 minutes 44 seconds West 429.38 feet on the East line of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of said Section 32; thence North 32 degrees 28 minutes 38 seconds East 93.12 feet; thence North 48 degrees 40 minutes 02 seconds East 181.01 feet; thence North 36 degrees 07 minutes 20 seconds East 110.18 feet; thence North 89 degrees 50 minutes 40 seconds East 1072.76 feet parallel with the North line of the Northwest 1/4 of said Section 32 to the East line of the Northeast 1/4 of the Northwest 1/4 of said Section 32; thence South 00 degrees 19 minutes 21 seconds East 276.90 feet on the East line of the Northeast 1/4 of the Northwest 1/4 of said Section 32; thence South 89 degrees 58 minutes 09 seconds East 1267.62 feet parallel with the North line of the Northwest 1/4 of the Northeast 1/4 of said Section 32; thence South 00 degrees 23 minutes 35 seconds East 201.11 feet parallel with the East line of the Northwest 1/4 of the Northeast 1/4 of said Section 32 to the centerline of the West Fork of Salt Creek; thence North 81 degrees 08 minutes 08 seconds West 36.76 feet on said creek centerline; thence South 61 degrees 31 minutes 06 seconds West 42.99 feet on said creek centerline; thence South 69 degrees 56 minutes 37 seconds West 173.13 feet on said creek centerline; thence South 80 degrees 33 minutes 08 seconds West 101.42 feet on said creek centerline; thence South 10 degrees 14 minutes 56 seconds East 80.45 feet on said creek centerline; thence South 12 degrees 33 minutes 24 seconds West 42.89 feet on said creek centerline; thence South 65 degrees 42 minutes 58 seconds West 283.33 feet on said creek centerline; thence South 78 degrees 26 minutes 25 seconds West 75.71 feet on said creek centerline; thence South 66 degrees 27 minutes 58 seconds West 46.02 feet on said creek centerline; thence North 76 degrees 26 minutes 05 seconds West 196.91 feet on said creek centerline; thence South 88 degrees 14 minutes 45 seconds West 71.62 feet on said creek centerline; thence South 71 degrees 31 minutes 48 seconds West 174.37 feet on said creek centerline; thence North 54 degrees 28 minutes 36 seconds West 161.54 feet on said creek centerline to the East line of the Northeast 1/4 of the Northwest 1/4 of said Section 32; thence South 00 degrees 19 minutes 21 seconds East 190.96 feet on the East line of the Northeast 1/4 of the Northwest 1/4 of said Section 32 to the Point of Beginning, with assumed bearings given for description purposes only, as shown on the Survey dated January 30, 1998, recorded February 27, 1998 as Document No. 98-5739 made by David P. Brown, Illinois Professional Land Surveyor No. 2725, in McLEAN COUNTY, ILLINOIS.

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 September 21, 1998, the Corporate Authorities of such municipality passed and approved Ordinance No. 813, entitled:

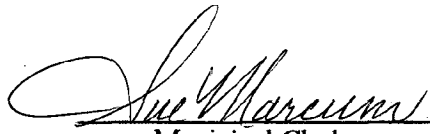
AN ORDINANCE AMENDING ORDINANCE NO. 226, GRANTING A ZONING VARIANCE, AND GRANTING PERMISSION FOR THE KEEPING AND BOARDING OF ANIMALS FOR SPECIFIC PROPERTY DESCRIBED HEREIN, IN THE CITY OF LEROY, MCLEAN COUNTY, ILLINOIS,

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 813, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on September 21, 1998, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 21st day of September, 1998

(SEAL)



Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF McLEAN)

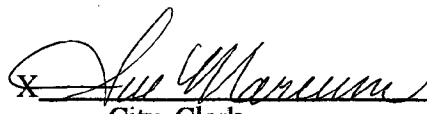
I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such acting City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE AMENDING ORDINANCE NO. 226, GRANTING A ZONING VARIANCE, AND GRANTING PERMISSION FOR THE KEEPING AND BOARDING OF ANIMALS FOR SPECIFIC PROPERTY DESCRIBED HEREIN, IN THE CITY OF LEROY, MCLEAN COUNTY, ILLINOIS.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 21st day of September, 1998, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 21st day of September, 1998.



City Clerk

(SEAL)