

ORDINANCE NO. 2141

**AN ORDINANCE
APPROVING A FINAL PLAT
(BRIGGS AND PETERS SUBDIVISION)**

WHEREAS, on December 8, 1988, the President and Board of Trustees (the "**Corporate Authorities**") of the Village of Rantoul, Champaign County, Illinois (the "**Village**") duly adopted Ordinance No. 1203, known and referred to as the "Village of Rantoul Subdivision Ordinance 1988", as subsequently supplemented and amended (the "**Subdivision Ordinance**"); and

WHEREAS, R. Peters Farms, Inc., an Illinois corporation (the "**Developer**") submitted a combined preliminary and final plat entitled "Briggs and Peters Subdivision", including such other supporting documentation as may be required by Sections 5 and 6 of the Subdivision Ordinance (collectively, the "**Final Plat**") for the subdivision and platting of the land located within one and one-half miles of the corporate limits of the Village identified thereon (the "**Subdivision**") and for the review and approval thereof by the Plan Commission of the Village (the "**Plan Commission**"); and

WHEREAS, prior to submission of the Final Plat to the Plan Commission, the Director and Assistant Director of Public Works of the Village, acting as Village Engineer, and the Village Inspector reviewed the Final Plat in connection with the requirements of the Subdivision Ordinance and determined that easements for utilities were required; and

WHEREAS, in connection with the submission of the Final Plat for the Subdivision, the Developer requested certain waivers under and pursuant to Section 18.2 of the Subdivision Ordinance from the strict requirements and regulations of the Subdivision Ordinance (the "**Requested Waivers**") and expressed an intention to annex the Subdivision to the Village upon the Subdivision becoming contiguous to the Village; and

WHEREAS, the Plan Commission, at a duly called and held meeting of the Plan Commission on May 27, 2008, reviewed the Final Plat and the Requested Waivers in connection with the requirements of the Subdivision Ordinance and made the recommendation to the Corporate Authorities that the Final Plat be approved, subject to the terms and conditions to be contained in a certain Annexation Agreement dated as of May 1, 2008 (the "**Annexation Agreement**") by and between the Village and the Developer, the terms and conditions of which in connection with the Requested Waivers were also reviewed and recommended for approval by the Plan Commission; and

WHEREAS, a copy of the Final Plat has been presented to and is now before the meeting of the Corporate Authorities at which this Ordinance is adopted.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF RANTOUL, CHAMPAIGN COUNTY, ILLINOIS, as follows:

Section 1. Approval. The Final Plat be and the same is hereby approved, subject to the terms and conditions of the Annexation Agreement and the execution and delivery thereof by the Developer, the approval of which shall be made, if at all, by the Corporate Authorities following notice and the holding of a public hearing on such Annexation Agreement as required by Division 15.1 of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-15.1 et seq.), as supplemented and amended.

Section 2. Authority to Execute and Record Final Plat. The Village President and the Village Clerk are hereby authorized to execute the Final Plat for and on behalf of the Village, with such changes therein as may be authorized by such Village President, and the Village Clerk, or his designee, upon the written direction of the Developer that the Final Plat and related documents may be recorded and the receipt from the Developer of the correct fee to record the Final Plat and related documents in the office of the Recorder of Deeds, Champaign County, Illinois, (the "Recorder"), shall record or cause to be recorded the Final Plat and related documents in the office of the Recorder.

Section 3. Supplemental Authority. From and after the effective date of this Ordinance, the proper officers, employees, and agents of the Village are hereby authorized, empowered and directed to do all such acts and things and to execute and to record, if appropriate, all such supplemental documents and instruments as may be necessary to carry out the intent and accomplish the purposes of the Subdivision Ordinance and this Ordinance in order to comply with and make effective the provisions of the Final Plat, as approved or required by this Ordinance.

Section 4. Effective Date; Failure to Record. This Ordinance shall become effective immediately upon its passage and approval, provided, however, that in the event that the Final Plat and related documents as hereby approved are not recorded in the office of the Recorder within the one (1) year period immediately occurring from and after the effective date of this Ordinance, the approval of such Final Plat and related documents as provided by this Ordinance shall become null and void pursuant to and in accordance with Section 6 of the Subdivision Ordinance.

This Ordinance is hereby passed, the "ayes" and "nays" being called, by the concurrence of a majority of the Corporate Authorities then holding office at a regular meeting on the date set forth below.


PASSED this 10th day of June, 2008.



Village Clerk

APPROVED this 10th day of June, 2008.





Village President