

**ORDINANCE NO. 2303**

**AN ORDINANCE  
APPROVING A FINAL PLAT  
(PROJECT GRAVITY 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**, Milton Bryan Ingleman, As Successor Trustee Of The Milton R. Ingleman Living Trust Agreement Dated May 8, 1985, And Steven A. Kircher, As Trustee Of The Beth Alena Kircher Revocable Declaration Of Trust Dated July 12, 2007 (collectively, the “**Owner**”) concurrently submitted both a preliminary and a final plat entitled “Project Gravity Subdivision”, including such other supporting documentation as may be required by Sections 5 and 6 of the Subdivision Ordinance (collectively, as applicable, the “**Preliminary Plat**” and 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**, the Subdivision is or will be subject to the terms and conditions of a certain Annexation Agreement dated as of June 12, 2012 (the “**Annexation Agreement**”) by and between the Village and the Owner; and

**WHEREAS**, prior to submission of the Preliminary 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 Preliminary Plat in connection with the requirements of the Subdivision Ordinance, the Rantoul Zoning Ordinance (Chapter 46 of the Rantoul Code, the “**Zoning Ordinance**”), and the Annexation Agreement; and

**WHEREAS**, in connection with the submission of the Preliminary Plat for the Subdivision, the Owner 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**”), which such Requested Waivers are set forth and granted by the Village under and pursuant to the Annexation Agreement; and

**WHEREAS**, the Plan Commission, at a duly called and held meeting of the Plan Commission on May 29, 2012, reviewed the Preliminary Plat, the Final Plat and the Requested Waivers in connection with the requirements of the Subdivision Ordinance, approved the Preliminary Plat and made the recommendation to the Corporate Authorities that the Final Plat be approved, subject to the terms and conditions to be contained in the Annexation Agreement, 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 Owner, the approval of which has been made 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 Owner that the Final Plat and related documents may be recorded and the receipt from the Owner 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.

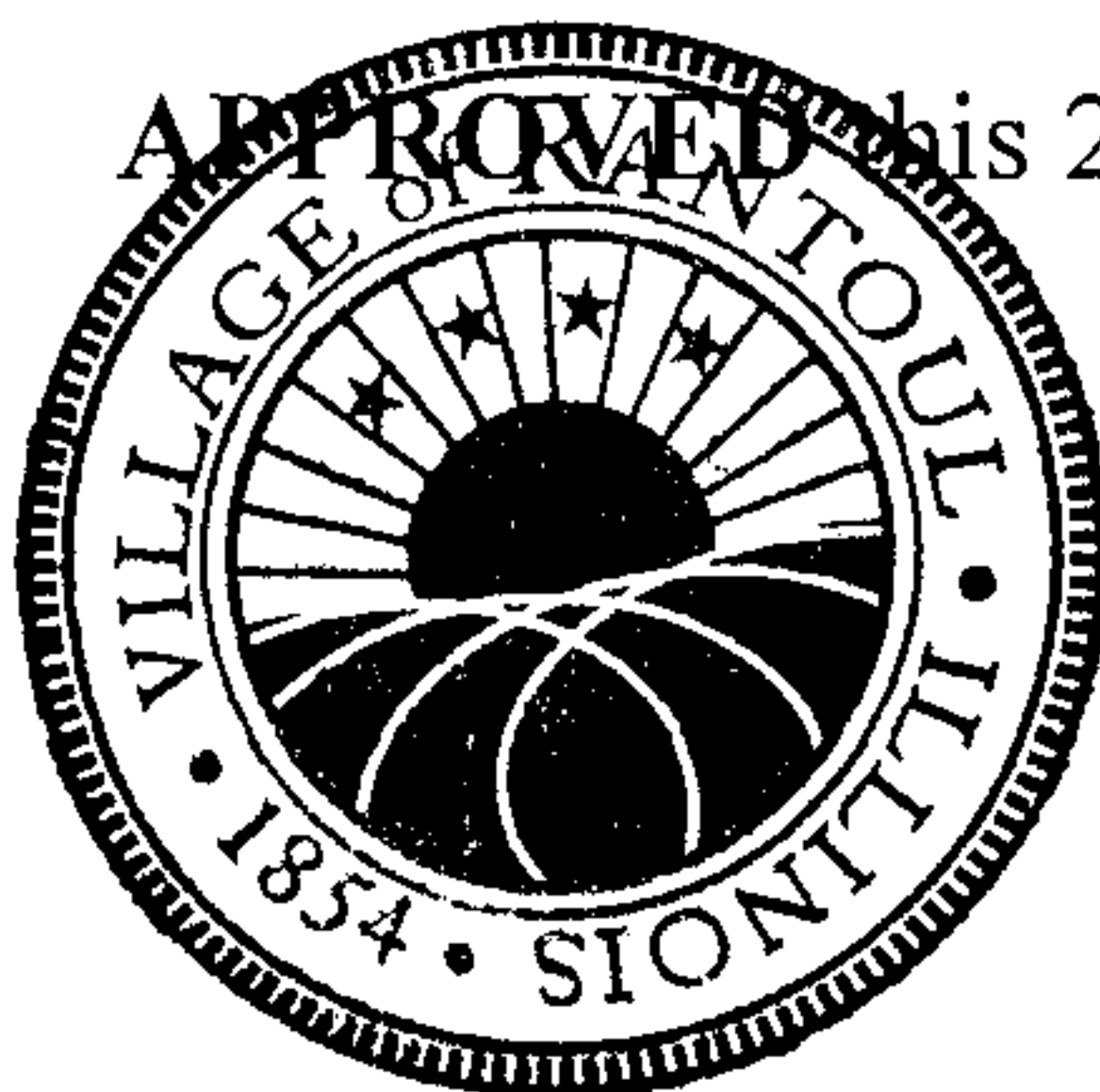
**Section 4. Effective Date; Failure to Record.** This Ordinance shall become effective immediately upon its passage and approval, provided, however, that in the event that the Final Plat and related documents as hereby approved are not recorded in the office of the Recorder within the one (1) year period 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.

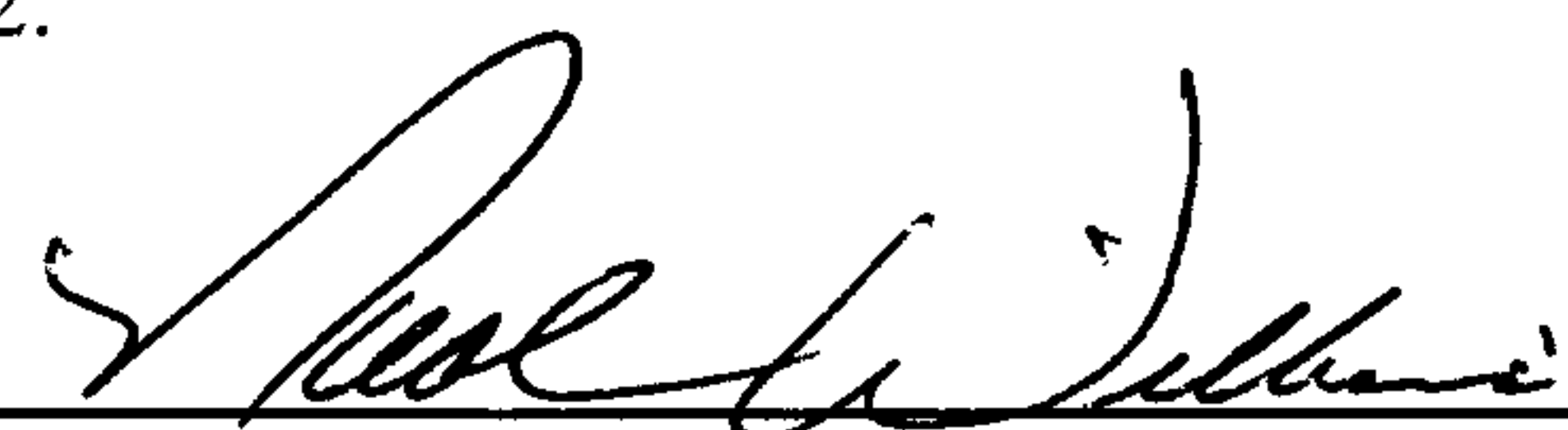
This Ordinance is hereby passed, the “ayes” and “nays” being called, by the concurrence of a majority of the Corporate Authorities then holding office at a special meeting on the date set forth below.

PASSED this 21st day of June, 2012.

  
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Village Clerk

APPROVED this 21st day of June, 2012.



  
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Village President