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Tx:4213941

2016R09354

STATE OF ILLINOIS
MADISON COUNTY
03/23/2016 3:18 PM
AMY M. MEYER, RECORDER

REC FEE: 36.00

CO STAMP FEE:

STAMP FEE:

FF FEE:

RHSPS FEE:

OF PAGES: 9

Return to:

City Clerk
116 E. Market Street
Troy, Illinois 62294



Ordinance No. 2016 - 02

AN ORDINANCE Annexing and Zoning Certain Territory

To and in the City of Troy, Madison County, Illinois

(Namely, 316 Hazel Street Owned by Robert and Keith Potts)

WHEREAS, Robert and Keith Potts, owners of certain territory also known as 316 Hazel Street, Troy, Illinois which is not within the corporate limits of any municipality, but which is contiguous to the City of Troy, Illinois, have filed a written petition with the City of Troy requesting that said territory be annexed to the City of Troy, Illinois, a copy of which is attached hereto as Exhibit C; and

WHEREAS, the property owners have represented that there are electors residing on the property; and

WHEREAS, a legal description of the territory to be annexed is attached hereto as Exhibit A and the map attached hereto, marked Exhibit B, is an accurate map of said territory so sought to be annexed;

MAPS & PLATS

Survey Required
For Recording

Initials DJO

Date 3/23/16

WHEREAS, in compliance with the laws of the State of Illinois providing therefore, notice was given to the Trustees of the Troy Fire Protection District; the Supervisor, Trustees, and Highway Commissioner of Jarvis Township; and the Trustees of the Tri-Township Public Library in the manner provided by Statute, and all required notices have heretofore been given as required by law concerning the petition for annexation of this territory to the City of Troy;

WHEREAS, all petitions, documents, and other necessary legal requirements are in full compliance with the statutes of the State of Illinois, specifically, 65 ILCS, para 5/7-1-8.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF TROY, MADISON COUNTY, AND ILLINOIS AS FOLLOWS:

SECTION 1: That the following territory also known as 316 Hazel Street, Troy, Illinois is hereby annexed and made a part of the City of Troy, Illinois, in accordance with the petition duly filed with the City of Troy, Illinois

SECTION 2: That the described territory of land is hereby established in the zoning classification of "R-1 Low Density Residential." Said classification shall apply to the territory described as it has been established and is classified for zoning in the City of Troy, Madison County, Illinois.

SECTION 3: That the map attached hereto marked Exhibit B, and made a part hereof, which is found to be an accurate map of the annexed territory, shall be filed of record with this Ordinance.

SECTION 4: That the City Clerk is hereby directed to record with the Recorder of Deeds and to file with the County Clerk a certified copy of this Ordinance, together with copies of the annexation notice, the affidavit of service of notices, and the exhibits appended to this Ordinance.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law.

PASSED by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this first day of February, 2016.

Aldermen:

DeCarli Aye

Dyer Aye

Greenfield Aye

Hendrickson Aye

Italiano Aye

Jackson Aye

Partney Absent

Turner Aye

Total:

7 Aye

0 Nay

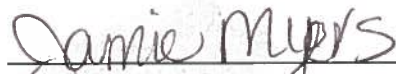
APPROVED:



Allen P. Adomite

Mayor, City of Troy, Illinois

ATTEST:



Jamie Myers, City Clerk

(SEAL)

A. D.

1892

CITY OF TROY
ILLINOIS

Madison County Surveyors, Inc.

P.O. Box 127

Edwardsville, IL 62025

(618) 692-4414

FAX (618) 692-4404

January 21, 2016

Legal Description for the City of Troy

(8.00 Acre tract to be annexed)

Exhibit A

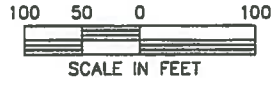
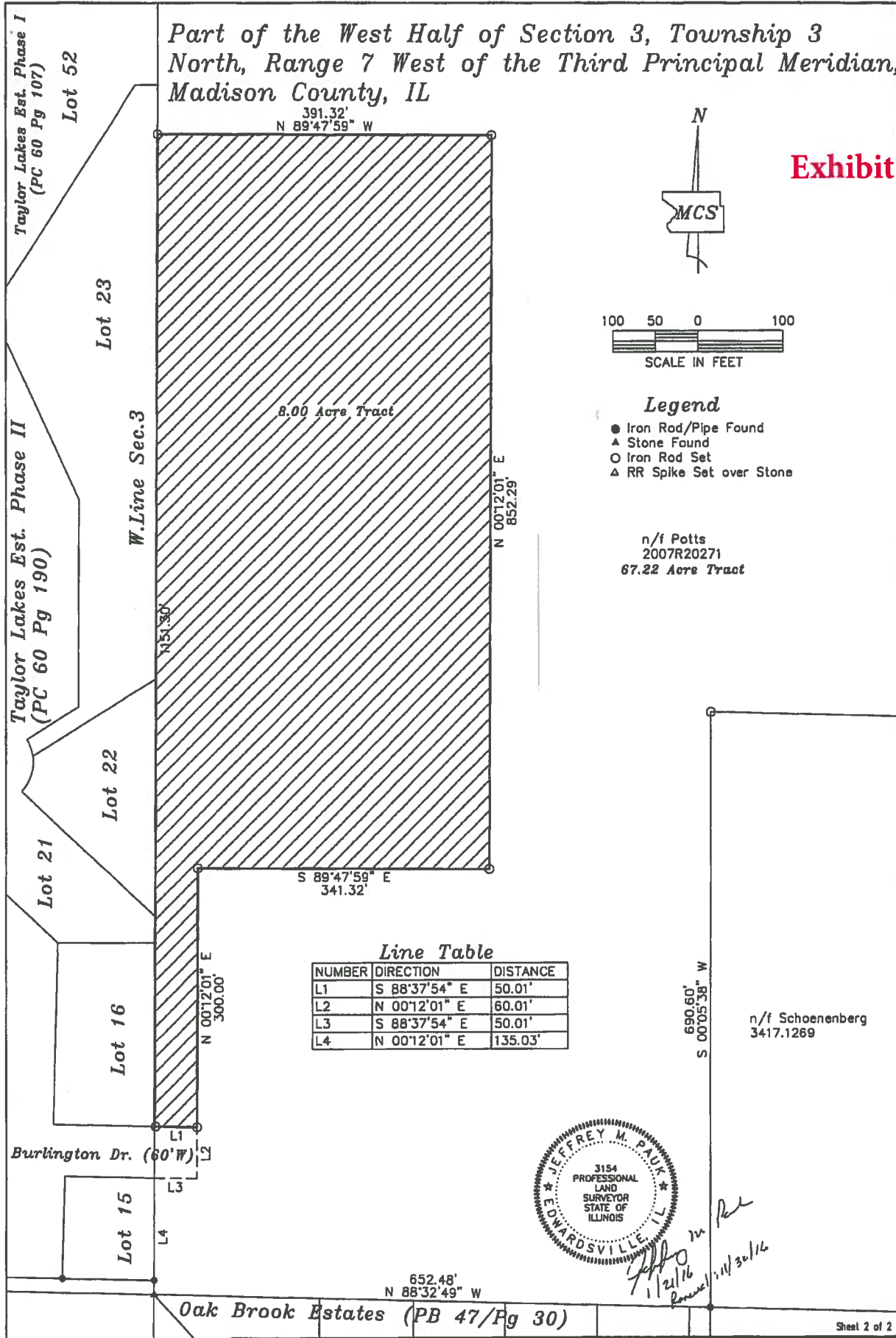
Part of the West Half of Section 3, Township 3 North, Range 7 West of the Third Principal Meridian, Madison County, Illinois being more particularly described as follows:

Commencing at a stone at the northwest corner of Oak Brook Estates as shown by plat recorded in Plat Book 47 on page 30 of the Madison County records; thence North 0 degrees 12 minutes 01 second East along the west line of Section 3 a distance of 195.04 feet to an iron rod at the southeast corner of Lot 16 of Taylor Lakes Estates Phase II as shown by plat recorded in Plat Cabinet 60 on page 190 of the Madison County records and the point of beginning of the tract herein described; thence continuing North 0 degrees 12 minutes 01 seconds East along said west line 1151.30 feet to an iron rod; thence South 89 degrees 47 minutes 59 seconds East 391.32 feet to an iron rod; thence South 0 degrees 12 minutes 01 second West 852.29 feet to an iron rod; thence North 89 degrees 47 minutes 59 seconds West 341.32 feet to an iron rod; thence South 0 degrees 12 minutes 01 seconds West 300.00 feet to an iron rod in the easterly prolongation of Burlington Drive; thence North 88 degrees 37 minutes 54 seconds West along said north right of way line 50.01 feet to the point of beginning, containing 8.00 acres.



Part of the West Half of Section 3, Township 3 North, Range 7 West of the Third Principal Meridian, Madison County, IL

Exhibit B



Legend

- Iron Rod/Pipe Found
- ▲ Stone Found
- Iron Rod Set
- △ RR Spike Set over Stone

n/f Potts
2007R20271
67.22 Acre Tract

Line Table

NUMBER	DIRECTION	DISTANCE
L1	S 88°37'54" E	50.01'
L2	N 00°12'01" E	60.01'
L3	S 88°37'54" E	50.01'
L4	N 00°12'01" E	135.03'



Handwritten notes:
1/21/16
Revised 1/11/30/16



PETITION FOR THE ANNEXATION
OF AN 8 ACRE TRACT OF LAND AT
316 HAZEL STREET, TROY, ILLINOIS

Notice of Intent to Annex

To Whom It May Concern:

NOTICE IS HEREBY GIVEN that the owners of record and at least fifty one percent of the electors of the following described territory have filed with the City of Troy a Petition for Annexation (pursuant to 65 ILCS 5/7-1-1 et seq.) requesting the annexation of an 8 acre parcel at 316 Hazel Street, Troy, Madison County, Illinois. The territory under consideration and as legally described as follows:

Part of the West Half of Section 3, Township 3 North, Range 7 West of the Third Principal Meridian, Madison County, Illinois being more particularly described as follows:

Commencing at a stone at the northwest corner of Oak Brook Estates as shown by plat recorded in Plat Book 47 on page 30 of the Madison County records; thence North 0 degrees 12 minutes 01 second East along the west line of Section 3 a distance of 195.04 feet to an iron rod at the southeast corner of Lot 16 of Taylor Lakes Estates Phase II as shown by plat recorded in Plat Cabinet 60 on page 190 of the Madison County records and the point of beginning of the tract herein described; thence continuing North 0 degrees 12 minutes 01 seconds East along said west line 1151.30 feet to an iron rod; thence South 89 degrees 47 minutes 59 seconds East 391.32 feet to an iron rod; thence South 0 degrees 12 minutes 01 second West 852.29 feet to an iron rod; thence North 89 degrees 47 minutes 59 seconds West 341.32 feet to an iron rod; thence South 0 degrees 12 minutes 01 seconds West 300.00 feet to an iron rod in the easterly prolongation of Burlington Drive; thence North 88 degrees 37 minutes 54 seconds West along said north right of way line 50.01 feet to the point of beginning, containing 8.00 acres.

An ordinance to annex this property will be presented to the corporate authorities of the City of Troy, Madison County, Illinois at the regular City Council meeting on Monday, February 1, 2016 at 7:30 p.m. in the City Council Chambers, Troy Municipal Building, 116 E. Market Street, Troy, Illinois 62294.

All interested persons are invited to appear at the time and place listed above.

Dated: January 20, 2016

Keith Frey, Building & Zoning Administrator



PETITION FOR ANNEXATION

To: Mayor and City Council, City of Troy, Illinois

The undersigned Petitioner(s) respectfully represent(s):

- 1. Petitioner(s) is/are owner(s) of record of all lands within the territory sought to be annexed and legally described in the document attached hereto as Exhibit "A" and by reference thereto made a part hereof and sometimes referred to herein as the Tract.
- 2. The Tract is not within the corporate limits of any municipality but is contiguous to the City of Troy, Illinois.
- 3. There are no electors residing in the Tract.
 This petition, in addition to being signed by all owners of record of all lands within the territory sought to be annexed, is also signed by at least 51% of the electors residing therein.
- 4. That a copy of the map of the lands sought to be annexed is attached hereto as Exhibit "B" and by reference thereto is made a part thereof.
- 5. Any additional information: _____

The undersigned Petitioner(s) respectfully requests:

- A. That the above described tract be annexed to the City of Troy, Illinois, by ordinance of the Mayor and City Council of the City of Troy, Illinois, pursuant to Section 7-1-8 of the Illinois Municipal Code of the State of Illinois, as amended.
- B. That such other action be taken as is appropriate in the premises.

Dated this 19th day of January, 20 16

Robert C. Potts
Signature of Owner

ROBERT C. Potts
Printed Name of Owner

Keith Potts
Signature of Co-Owner
Keith Potts

also signing as trustee for Brian K. Potts memorial trust
Printed Name of Co-Owner

State of Illinois)
)
County of Madison)

I, the undersigned, a Notary Public, in and for said County and State aforesaid, do hereby certify that Robert Potts personally known to me to be the same person(s) whose name(s) is/are subscribed to the foregoing Petition for Annexation, respectively, appeared before me this day in person and acknowledged that he/she/they signed and delivered the said instrument as his/her/their own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 19th day of January, 2016

Tina Kassing Meurer
Notary Public

My commission expires: 6-26-17



For Office Use Only:

Date Received: _____ at _____ : _____ a.m./p.m. by _____

Comments:

- Map prepared by an Illinois registered land surveyor
- Annexation notice mailed to:
 - Jarvis Township Auditors Tri-Township Library Trustees
 - Troy Fire Protection District Trustees
 - Affidavit verifying notification to each taxing district filed with the Recorder of Deeds Office.
 - Certified copy of the annexation ordinance including the ordinance, legal description, affidavit or proof of service and the map must be filed with:
 - Madison County Recorder of Deeds Madison County Maps & Plats
 - Madison County Clerk
 - Copy of ordinance sent to owner



END OF DOCUMENT