

AN ORDINANCE PROVIDING FOR THE LINCOLN AVENUE
PAVEMENT IMPROVEMENT NO. 123
IN THE CITY OF URBANA, ILLINOIS

WHEREAS, the Board of Local Improvements of the City of Urbana, Illinois, has recommended in writing to the City Council of the City of Urbana, Illinois, the construction of the local improvement to be known as LINCOLN AVENUE PAVEMENT IMPROVEMENT

NUMBER 123 in the City of Urbana, Illinois, and has presented to the City Council, this ordinance providing for the construction of said improvement, together with the estimate of cost of said improvement over the signature of the Public Engineer of said City, itemized to the satisfaction of said Board and approved thereby; and,

WHEREAS, the improvement hereinafter described is a necessary local improvement which will benefit the property to be assessed in the vicinity of said improvement and will further benefit the public in the entire City of Urbana, and will not require that private property be taken or damaged in the construction thereof;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS:

SECTION 1. That Lincoln Avenue, in said City, from Green Street to University Avenue, be improved by widening, surfacing with bituminous concrete, repaving, with dual traffic lanes, a new ornamental lighting system, new sidewalks, including necessary drainage and incidental construction work necessary for the proper completion of said improvement, all in accordance with the plans and specifications.

SECTION 2. That the profile of the grade for said improvement is hereby established as the grade for the finished surface of said pavement along the center line thereof on said street where the same is to be paved, and the center line of said pavement, at all points along said street, shall have the respective elevations above or below datum plane as shown on said profile hereto attached; the top of curb along all points on said street where the same is

to be curbed shall be four inches (4") above the grade to be established as the grade for said street when completed; such elevation having reference to the bench mark or datum plane established and fixed by an ordinance adopted by the City Council of the City of Urbana, Illinois on the 7th day of August, 1905, and amended by an ordinance adopted on the 16th day of February, 1948; the elevation of said datum plane or bench mark as used in said profile being designated as 727.80, all figures above or below said elevation shall be designated in feet and all points along said proposed improvement shall have the elevation above or below said datum plane as indicated in feet above or below said 727.80.


SECTION 3. That the location and construction of said improvement shall in all respects conform to the detailed plans, plats, maps, profiles, estimates and specifications hereto attached, and that all materials and appliances used in the construction of said improvement shall be in the size, shape, style, dimensions, proportions and quality provided in the attached drawings, specifications and estimate, and the said improvement shall be installed and at the places and at the elevations as provided in said drawings and specifications.

SECTION 4. The attached plans, plats, profiles, maps, specifications and estimates providing for the manner of construction of said improvement are expressly made a part of this ordinance by reference as fully and completely as if the same had been incorporated herein in full, and shall in all respects govern and control the construction and location of said improvement and the materials entering into the same, and in the interpretation of said plans, plats, profiles and specifications, the decisions of the Board of Local Improvements with reference thereto shall be final and binding.

SECTION 5. The construction of said improvement, including all work and materials therefore, as provided in this ordinance, is hereby declared to be a necessary local improvement, and shall

be constructed at the place hereinbefore mentioned, and the cost thereof shall be paid by a special assessment on all the property specially benefited by the construction of said improvement to the extent of the special benefits thereon and by a general tax on all the property in the City of Urbana, Illinois, for the public benefits, to the extent of the public benefits thereon, and the appropriate portion of the cost of this project shall be paid out of motor fuel tax funds.

SECTION 6. The Council finds that said Board of Local Improvements is legally constituted as provided by Statute, and that the estimate of the cost of said improvement over the signature of the Public Engineer, submitted with the recommendations of said Board of Local Improvements and approved by the same, is hereby adopted and approved by the City Council of the City of Urbana, Illinois, and the copy thereof hereto attached, being the estimate of cost as adopted at the public hearing on said improvement, is hereby made a part of this ordinance by reference as aforesaid.

SECTION 7. That the sum of \$68,000.00 being the amount included in the estimate of said Public Engineer hereto attached as the cost of engineering, supervision and inspection as estimated, and ~~the sum of~~  as shown in said estimate as the estimate of the cost of making, levying and collecting the assessments herein, including court costs ^{and right of way}, shall be applied and set forth in said estimate of cost, as provided by an act entitled "An Act Concerning Local Improvements", as amended.

SECTION 8. That the aggregate amount herein ordered to be assessed against the property and also the assessment against each lot, block, tract and parcel of land therein assessed, shall be divided into ten installments in the manner provided by the Statute in such cases made and provided, and each of said installments shall bear interest at the rate of five per cent per annum according to law.

SECTION 9. That for the purpose of anticipating the collection of the aforesaid second and succeeding installments, provided for in this ordinance, the City of Urbana, Illinois, shall issue bonds to be issued in the sum of One Hundred Dollars each, or some multiple thereof, and shall be issued in accordance with and shall in all respects conform to the provisions of said Local Improvement Act.

SECTION 10. The Corporation Counsel of the City of Urbana, Illinois, is hereby directed to file a petition in the name of the City of Urbana, Illinois, in the County Court of Champaign County, Illinois, praying that steps be taken to levy a special assessment for said improvement in accordance with the provisions of this ordinance and the laws of the State of Illinois.

SECTION 11. This ordinance shall be in full force and effect from and after its passage.

ADOPTED BY the City Council at a regular meeting thereof on the

1st day of August, 1966.

Duane E. Kuty
CITY CLERK

APPROVED BY the Mayor of the City of Urbana this 1st day of

August, 1966.

Stanley B. Heaver
MAYOR