

CITY OF BELVIDERE, ILLINOIS

ORDINANCE #641H

AN ORDINANCE ANNEXING CERTAIN TERRITORY LYING NORTH OF US ROUTE 20, WEST OF IRENE ROAD  
AND SOUTH OF THE UNION PACIFIC RAILROAD TO THE CITY OF BELVIDERE, BOONE COUNTY, ILLINOIS

PASSED AND ADOPTED

BY THE CITY COUNCIL

OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 2<sup>ND</sup> DAY OF OCTOBER 2023.

APPROVED BY THE

MAYOR OF THE CITY OF

BELVIDERE, ILLINOIS

ON THE 5<sup>TH</sup> DAY OF OCTOBER, 2023.

Published in Pamphlet Form this 5<sup>th</sup> day of October 2023.

ORDINANCE #641H  
AN ORDINANCE ANNEXING CERTAIN TERRITORY  
LYING NORTH OF US ROUTE 20, WEST OF IRENE ROAD  
AND SOUTH OF THE UNION PACIFIC RAIL ROAD  
TO THE CITY OF BELVIDERE, BOONE COUNTY, ILLINOIS

WHEREAS, a written petition signed by the legal owners of record of all land within the territory described in the attached Exhibit A (the Territory), has been filed with the City Clerk of the City of Belvidere, Boone County, Illinois, (the City) requesting that said Territory be annexed to the City of Belvidere; and

WHEREAS, any eligible electors residing in the Territory have executed the petition; and

WHEREAS, the Territory is not within the corporate limits of any municipality and the Territory is contiguous to the City; and

WHEREAS, legal notices regarding the annexation of the Territory have been sent to all public bodies required to receive such notice by State statute; and

WHEREAS, the legal owners of the Territory and the City have entered into a valid Annexation Agreement relating to the Territory; and

WHEREAS, all petitions, documents and other legal requirements are in full compliance with the terms of the Annexation Agreement and with statutes of the State of Illinois; and

WHEREAS, it is in the best interest of the City that the Territory be annexed.

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of Belvidere, Boone County Illinois, as follows:

SECTION 1: The Territory described in the attached Exhibit A, which is incorporated herein by this reference, and which is further described in the Plat of Annexation attached as Exhibit B, which is also incorporated herein by this reference, is hereby annexed to the City of Belvidere, Boone County, Illinois.

SECTION 2: The City Clerk of the City of Belvidere is hereby directed to record, with the Recorder of Deeds for Boone County, Illinois, and file with the Boone County Clerk, a certified copy of this Ordinance, together with the accurate map of the Territory annexed and appended to the Ordinance as Exhibit B. The City Clerk shall also file a copy of this Ordinance with all other applicable agencies including but not limited to the Illinois Department of Revenue and the U.S. Postal Service.

SECTION 3: That all maps, journals and other records of the City be changed accordingly.

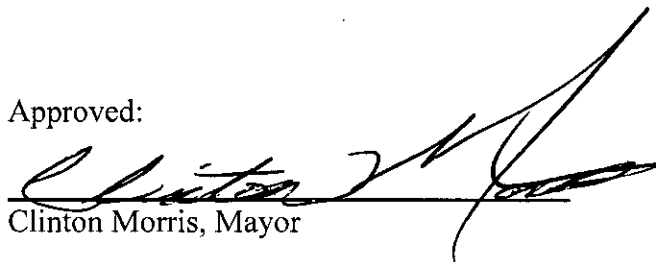
SECTION 4: If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

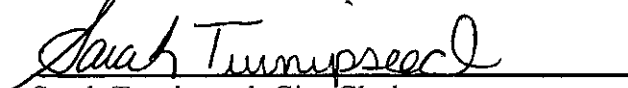
SECTION 6: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

Passed by the City Council of the City of Belvidere, Illinois this 2<sup>nd</sup> day of October, 2023.

Approved:

  
Clinton Morris, Mayor

Attest:

  
Sarah Turnipseed, City Clerk

Ayes: Frank, Freeman, Gramkowski, McGee, Mulhall, Snow, Albertini,  
Brereton and Fleury.

Nays: None.

Absent: Porter.

Date Passed: October 2, 2023.

Date Approved: October 5, 2023.

Date Published: October 5, 2023.

**Prepared By / Return To:**

Michael S. Drella  
City Attorney  
City of Belvidere  
401 Whitney Blvd  
Belvidere, Illinois 61008

EXHIBIT A

CERTIFICATE OF SURVEY

STATE OF ILLINOIS )  
                                  (SS  
COUNTY OF OGLE  )

I, Dale E. Wallace, an Illinois Professional Land Surveyor, hereby certify that the following described property was surveyed by me or under my direct supervision. I further certify that this plat is a true and correct representation of said survey to the best of my knowledge and belief. Dimensions are given in feet and decimals of a foot thereof. Bearings shown hereon are in degrees, minutes and seconds. Bearings are for description purposes and relative only to each other.

**OF PROPERTY DESCRIBED AS:** Part of the Southeast Quarter (SE 1/4) of Section 32, Township 44 North, Range 3 East of the Third Principal Meridian, Boone County, Illinois, bounded and described as follows; to-wit:

Commencing at the Southwest Corner of the Southeast Quarter of said Section 32 ; thence North 00 degrees 15 minutes 56 seconds East along the West Line of said Southeast Quarter, a distance of 130.00 feet to the Point of Beginning of the hereinafter described tract of land; thence continuing North 00 degrees 15 minutes 56 seconds East along said West Line, a distance of 1563.47 feet (1507.42 feet deeded) to a point on the Southerly Right-of-Way Line of a railroad designated Union Pacific Railroad (formerly the Chicago and Northwestern Railroad); thence North 75 degrees 03 minutes 18 seconds East along said Southerly Right-of-Way Line, a distance of 2066.96 feet (2074.86 feet deeded) to the East Line of the West-half of the East-half of said Southeast Quarter; thence South 00 degrees 32 minutes 02 seconds West along said East Line, a distance of 1994.31 feet (1929.53 feet deeded); thence South 89 degrees 38 minutes 44 seconds West, parallel with the Northerly Right-of-Way Line of a public road designated U.S. Route 20, a distance of 84.06 feet; thence South 00 degrees 21 minutes 16 seconds East, perpendicular with the last described course, a distance of 90.00 feet to a point on the Northerly Right-of-Way Line of U.S. Route 20; thence South 89 degrees 38 minutes 44 seconds West along said Northerly Right-of-Way Line, a distance of 1902.25 feet (1901.7 feet deeded) to the Point of Beginning, containing 83.105 acres, more or less, subject to that land being used for public road purposes and also subject to all easements, agreements, county codes and/or ordinances of record if any, all situated in the Township of Belvidere, the County of Boone and the State of Illinois.

Dated this 31st day of August, 2023, A.D., at the office of Survey-Tech.

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Dale E. Wallace, Illinois Professional  
Land Surveyor No. 35-2821




**AFFIDAVIT**

STATE OF ILLINOIS     )  
  )  
COUNTY OF BOONE     )

Sarah Turnipseed, first being duly sworn on oath deposes and says as follows:

By authority of the City Council of the City of Belvidere, Illinois, I published Ordinance #641H of the City of Belvidere, Illinois, in pamphlet form on October 5, 2023, and as a convenience for the public; I posted the pamphlet form of Ordinance #641H on the bulletin board in the lobby of Belvidere City Hall at 401 Whitney Blvd., Belvidere, Illinois; said location being readily accessible to the public during business hours of the City Clerk's office.

  
Sarah Turnipseed  
City Clerk

SUBSCRIBED AND SWORN TO BEFORE ME  
this 5<sup>th</sup> day of Oct, 2023.

  
\_\_\_\_\_  
Notary Public

