

ORDINANCE NO. 2773

APR 05 2010

**AN ORDINANCE TO DECLARE THE SHOEMAKER
SCHOOLHOUSE IN THE CITY OF COLUMBIA, ILLINOIS TO
BE A CITY OF COLUMBIA, ILLINOIS HISTORIC SITE
LANDMARK**

J. Ronald Colyer
City Clerk

WHEREAS, Section 15.64.090 (Surveys and Research) of Chapter 15.64 (HISTORIC SITE PRESERVATION) of the City of Columbia, Illinois (the "City") Municipal Code (the "Historic Preservation Code" or the "Code") allows and provides that the Columbia Heritage & Preservation Commission (the "Heritage Commission" or the "Commission"), shall undertake an ongoing survey and research effort in the City to identify neighborhoods, areas, sites, structures and objects that have historic, community, architectural or aesthetic importance, interest or value;

WHEREAS, said Section 15.64.090 of said Chapter 15.64 of said Historic Preservation Code further provides and requires that the Heritage Commission shall identify potential landmarks and adopt procedures to nominate them in groups based upon criteria set forth in said Section 15.64.090 and in Section 15.64.100 of said Code;

WHEREAS, Section 15.64.110 of the Historic Preservation Code allows the Heritage Commission to request historic landmark designation by the City's City Council for any structure, building or site, or part thereof, within the boundaries of the City, which may have historic or architectural significance as defined in the Code, by filing an application with the City's City Council which application is then forwarded to the Heritage Commission for public hearing and the Commission's recommendation;

WHEREAS, Section 15.64.110 of the Historic Preservation Code requires a public hearing before the Heritage Commission within sixty (60) days of an application for landmark designation being filed with the City and requires the Commission to make its recommendation to the City Council regarding landmark designation within thirty (30) days after the public hearing is concluded;

WHEREAS, Section 15.64.110 of the Historic Preservation Code further provides if the Commission decides that a building, structure or site should be designated a landmark, then the Commission shall enact a resolution to be passed by a majority vote of the members of the Commission so finding;

WHEREAS, Section 15.64.110 of the Historic Preservation Code further provides that a simple majority vote by the City Council is necessary for approval of a landmark designation and Section 11-48.2-2 of the Illinois Municipal Code (65 ILCS 5/11-48.2-2) and Section 15.64.020 of the City's Historic Preservation Code provide and require that

designation of a building, structure or site in the City as a landmark requires the enactment of an ordinance by the City Council;

WHEREAS, based upon surveys and research performed by the Heritage Commission, the Commission has found and determined that the Shoemaker Schoolhouse qualifies as a landmark in the city due to its historic, community, architectural and aesthetic importance, interest or value;

WHEREAS, in accordance with the procedural requirements for designation of landmarks set forth in Section 15.64.110 of the City's Historic Preservation Ordinance, a public hearing with regard to the designation of the above described building as an historic landmark in the City was held by and before the Columbia Heritage & Preservation Commission on the 22nd day of March, 2010, after publication of notice of said hearing in the Suburban Journal Newspaper not less than 15 days and not more than 30 days prior to said hearing;

WHEREAS, within thirty (30) days following said hearing (by majority vote of the Commissioners of said Heritage Commission) the Commission did enact Resolution 1-2010 finding and declaring that the above-described building should be designated as an historic landmark in the City and the Commission has forwarded its evaluation and recommendation regarding the same to the City Council for further action;

WHEREAS, the City Council of the City of Columbia, Illinois has found and determined and does hereby declare that the above and hereinafter in this Ordinance described building qualifies for designation as a landmark in the City under and pursuant to the City's Historic Preservation Code; and, has found that it is fitting, proper and in the public interest that said building be designated as a landmark in the City due to its historic, community, architectural and aesthetic importance, interest or value; and, therefore enacts this ordinance for the purpose of designating said building as a City Landmark.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. The City Council of the City of Columbia, Illinois does hereby designate the building located on the following described property in the City as a City landmark worthy of rehabilitation, restoration and preservation because of its historic, community, architectural and aesthetic importance, interest or value, to wit:

The Shoemaker Schoolhouse – Property

Part of U.S. Survey 773, Claim 2053, Township 1 South, Range 10 West of the 3rd Principal Meridian, Monroe County, Illinois, being more particularly described as follows:

Commencing at a concrete monument found at the Southwesterly corner of Tax Lot 6 of Out lots in Columbia, Monroe County, Illinois; thence South 28.00' 18" West, a distance of 168.96 feet; thence South 61.59' 42" East, a distance 299.41 feet; thence North 28.00' 18" East, a distance of 48.54 feet; thence continuing North 28.00' 18" East, a distance of 64.65 feet to the Southerly right of way line of F.A. Route 14; thence South 81.50' 08" East along said Southerly right of way line, a distance of 188.96 feet to the Easterly right of way line of Gall Road (50 feet wide); thence South 05.18' 06 East along said East line of Gall Road, a distance 87.09 feet; to the point of beginning of the tract herein described; thence South 15.13' 05" West, a distance of 6 feet 3 1/2 inches; thence South 84.41' 54" West, a distance of 37 feet 2 inches; thence North 05.18' 06" West, 44.6 feet; thence North 84.41' 54" East, 39.6 feet; thence South 05.18' 06" East, 45.5 feet to the place of beginning.

Situated in the City of Columbia, County of Monroe and the State of Illinois.

Section 3. The City Attorney shall record a duly authenticated copy of this ordinance in the Office of the Monroe County, Illinois Recorder, for and on behalf of the City as soon as practicable after the enactment of this ordinance.

Section 4. This ordinance shall be in full force and effect from and after its passage, as provided by law.

Alderman Agne moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Niemietz, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Hejna, Oberfell, Stumpf and Roessler.

NAYS: None.

ABSENT: Alderman Row.

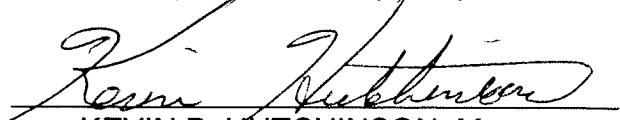
ABSTENTIONS: None.

Ord. 2773

3

April 5, 2010

PASSED by the City Council and APPROVED by the Mayor this 5th day of April, 2010.


KEVIN B. HUTCHINSON, Mayor

ATTEST:


J. RONALD COLYER, City Clerk

(SEAL)