

AURVENEX.TEN/TXT3/LAWORDRE.S
July 26, 1993

CITY OF AURORA, ILLINOIS
ORDINANCE NO. 093-59
DATE OF PASSAGE July 27, 1993

AN ORDINANCE AUTHORIZING AN EXTENSION OF THE
FOX VALLEY EAST PRINCIPAL ANNEXATION AGREEMENT

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, in furtherance of its home rule powers, it is necessary and desirable for the City of Aurora to extend its Annexation Agreement as below described; and

WHEREAS, that certain Fox Valley East Principal Annexation Agreement by and between the City and certain parties which Aurora Venture has succeeded, dated July 27, 1973, expires by its terms August 1, 1993; and

WHEREAS, the City and Aurora Venture are currently in negotiation over an amendment and supplement of said Agreement, including modifications and additions to the planned description therein provided for; and

WHEREAS, the parties desire to extend the expiring Annexation Agreement on a temporary basis, to December 31, 1993, under the same terms and conditions therein specified and

without modification thereto, pursuant to the attached correspondence from Aurora Venture dated July 23, 1993;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Kane and DuPage Counties, Illinois, as follows:

Section One: That the City Council does hereby authorize an extension to that certain Fox Valley East Principal Annexation Agreement, dated July 27, 1973, as hereinabove described.

Section Two: That this ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

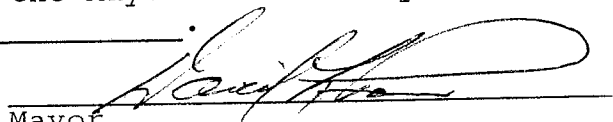
Section Three: That all ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extent of any such conflict.

Section Four: That any Section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining Sections or provisions which shall remain in full force and effect thereafter.

PASSED by the City Council of the City of Aurora, Illinois, on July 27, 1993.


AYES 9 NAYES 0

APPROVED AND SIGNED by the Mayor of the City of Aurora, Illinois, on July 27, 1993.



Mayor

ATTEST:



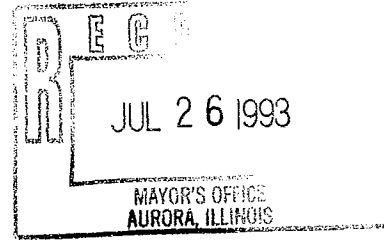
City Clerk

City of Aurora Law Department
44 East Downer Place
Aurora, Illinois 60507-2067
(708) 844-3614

A Subsidiary of CC Industries, Inc.,
A Henry Crown Company

708-851-5490

July 23, 1993



The Honorable David Pierce, Mayor
City of Aurora
44 East Downer Place
Aurora, Illinois 60507

RE: Temporary Extension of Aurora Venture Annexation Agreement

Dear Mayor Pierce:

As you know, representatives of Aurora Venture and the City have been meeting for a number of months concerning the continued development in coming years of Region II of Fox Valley. As a result of those meetings, Aurora Venture has submitted to the City a draft agreement amending and extending its Principal Annexation Agreement and Plan Description which were originally dated July 27, 1973 and which expire August 1, 1993.

To enable both the City and Aurora Venture to completely and fully consider all the matters before them, and to thereafter conduct all appropriate actions and hearings related to the proposed changes, Aurora Venture is requesting that the City adopt, on or before August 1, 1993, an interim resolution extending, without modification, Aurora Venture's currently in-force Principal Annexation Agreement and Plan Description through December 31, 1993.

Please contact me if you have any questions. Thank you for your consideration in this matter.

Sincerely,

AURORA VENTURE

Marvin L. Bailey
Vice President & General Manager

MLB/db

cc: William Spaeth, Director of Planning