

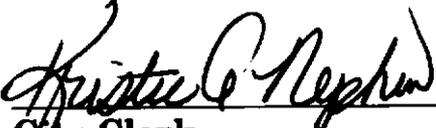
City of St. Charles, Illinois

Ordinance No. 2004-M-98

**An Ordinance Amending Chapter 10.43, "Fire Lanes",
Section 10.43.010, "Fire Zone Areas", of the
St. Charles Municipal Code**

**Adopted by the
City Council
of the
City of St. Charles
December 6, 2004**

**Published in pamphlet form by
authority of the City Council
of the City of St. Charles,
Kane and Du Page Counties,
Illinois, December 10, 2004**



City Clerk



DATE OF PUBLICATION 12-10-04
NEWSPAPER pamphlet form

REFER TO:
MINUTES 12-06-04
PAGE _____

ORDINANCE NO. 2004 -M- 98

**AN ORDINANCE AMENDING CHAPTER 10.43,
"FIRE LANES", SECTION 10.43.010,
"FIRE ZONE AREAS", OF THE ST. CHARLES MUNICIPAL CODE**

WHEREAS, the City of St. Charles and the Owners of the real property,
Pheasant Run Inc., a Delaware Corporation, have entered into an agreement whereby the
City of St. Charles is authorized to designate fire lanes; and

WHEREAS, the property referred to in said agreement is commonly referred as
Pheasant Run Resort;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, as follows:

1. That Title 10, "Vehicles and Traffic", Chapter 10.43, "Fire Lanes",
Section 10.43.010, "Fire Zone Areas", and Section 10.43.070, "Automatic Repeal" of the
St. Charles Municipal Code, be and are hereby amended by adding the following
subsections:

10.43.010 Fire Zone Areas.

g) Pheasant Run, Inc., a Delaware Corporation, shall have fire lanes as
shown in Exhibit G attached hereto and made part hereof, such real estate
being legally described as follows:

A part of the South ½ of Section 30, Township 40 North, Range 9 East of the Third
Principal Meridian, in DuPage County, Illinois; being more particularly described as
follows with bearings for descriptive purposes only:

Commencing at the Southwest corner of said Section 30; thence north 00 degrees 09
minutes 53 seconds West, along the West line of the Southwest ¼ of said Section 30, a
distance of 1040.00 feet to the point of beginning of the tract described herein; thence
continuing North 00 degrees 09 minutes 53 seconds West, along said West line, a
distance of 1555.17 feet to a point on the Southerly right-of-way line of North Avenue
(Illinois Route No. 64); thence North 88 degrees 25 minutes 41 seconds East, along said

Southerly right-of-way line, a distance of 3062.61 feet to the point of curvature of a curve to the right having a central angle of 02 degrees 56 minutes 18 seconds, on a chord bearing of South 88 degrees 48 minutes 57 seconds East, a chord distance of 386.65 feet to a point on the West line of a tract of land as shown on the Wayne Township Supervisor's Assessment Plat No. 2, the last named course being along the aforementioned Southerly right-of-way line of North Avenue (Illinois State Route No. 64); thence South 00 degrees 29 minutes 12 seconds West, along said West line of a tract of land as shown on the Wayne Township Supervisor's Assessment Plat No. 2, a distance of 1982.51 feet to the Northerly line of a tract of land as shown on the DuPage County Assessment Plat No. 1, recorded as document 856854 in the Recorder of Deeds Office, DuPage County, Illinois; thence North 84 degrees 08 minutes 51 seconds West, along said Northerly line, a distance of 3444.67 feet to the point of beginning.

Also known as

That part of the South ½ of Section 30, Township 40 North, Range 9 East of the Third Principal Meridian, described by commencing at the Southwest corner of said Section 30; thence North along the West line of said Section 30 a distance of 1040 feet for a point of beginning; thence continuing North along said West line 1554.38 feet to the South line of State Route Number 64; thence North 88 degrees 35 minutes 37 seconds East, along said South line 3062.61 feet to the point of curve of a curve to the right having a radius of 7539.49 feet; thence Easterly along said curve; said curve being the Southerly line of said State Route Number 64, a distance of 384.58 feet to the West line of the Wayne Township Supervisor's Assessment Plat Number 2; thence South 00 degrees 39 minutes 18 seconds West, along said West line 1983.37 feet to the Northerly line of the DuPage County Airport Assessment Plat No. 1, recorded as document 856854; thence North 84 degrees 06 minutes West, along said Northerly line 34444.67 feet to the point of beginning, in DuPage County, Illinois.

10.43.010 Automatic Repeal.

g) Section 10.43.010 (f) shall automatically terminate and be repealed upon the termination of that certain agreement by and between the City of St. Charles and Pheasant Run Inc., a Delaware Corporation, dated _____.

2. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the City Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 6th
day of Dec., 2004.

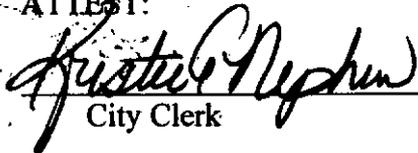
PASSED, by the City Council of the City of St. Charles, Illinois, this 6th day
of Dec., 2004.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 6th day
of Dec., 2004.



Mayor

ATTEST:



City Clerk

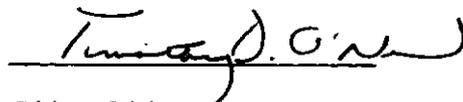
Council Vote:

Ayes: 9
Nays: 0
Absent: 1

NA/TO:na/cb

temp\Pheasant Run Ord 12-2604 Nonda
12/2/04

Approved As To Form



City Attorney
Date: Dec. 6, 2004

State of Illinois)
)
) ss.
Counties of Kane and DuPage)

Certificate

I, KRISTIE A. NEPHEW, certify that I am the duly elected and acting Municipal Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on December 6, 2004, the Corporate Authorities of such municipality passed and approved Ordinance No. 2004-M-98, entitled

"An Ordinance Amending Chapter 10.43, "Fire Lanes",
Section 10.43.010, "Fire Zone Areas", of the St. Charles
Municipal Code,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2004-M-98, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on December 10, 2004, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 6th day of December, 2004.


Municipal Clerk

