

# VILLAGE OF ORLAND PARK

14700 Ravinia Avenue  
Orland Park, IL 60462  
[www.orland-park.il.us](http://www.orland-park.il.us)

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**Ordinance No: 4812**

**File Number: 2013-0240**

AN ORDINANCE PROPOSING THE ESTABLISHMENT OF SPECIAL SERVICE AREA NUMBER 3 IN THE VILLAGE OF ORLAND PARK, AND PROVIDING FOR A PUBLIC HEARING AND OTHER PROCEDURES IN CONNECTION THEREWITH

## VILLAGE OF ORLAND PARK STATE OF ILLINOIS, COUNTIES OF COOK AND WILL

Published in pamphlet form this 16th day of April, 2013 by authority of the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois.

# VILLAGE OF ORLAND PARK

## Ordinance No: 4812

AN ORDINANCE PROPOSING THE ESTABLISHMENT OF SPECIAL SERVICE AREA NUMBER 3 IN THE VILLAGE OF ORLAND PARK, AND PROVIDING FOR A PUBLIC HEARING AND OTHER PROCEDURES IN CONNECTION THEREWITH

BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

### SECTION 1

#### AUTHORITY TO ESTABLISH SPECIAL SERVICE AREAS.

Special Service Areas within home rule municipalities are established pursuant to Article VII, Section 6 of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

### SECTION 2

#### FINDINGS.

The Village Board finds:

- A. It is in the public interest that the creation of the area hereinafter described as a special service area, for the purposes set forth herein, be considered.
- B. That the area hereinafter described is compact and contiguous, and constitutes a mixed use area under the Village Center (VC) zoning classification in the Village of Orland Park (hereinafter the "Village").
- C. That the area hereinafter described will benefit specifically from the municipal services to be provided, and that the proposed municipal services are unique and in addition to municipal services provided to the Village as a whole, and it is, therefore, in the best interests of the Village that the expenditure of funds by the Village, and the levy of special taxes against said area, for the services to be provided, be considered.
- D. That the special services to be provided by the Village shall consist of the following activities/items within Special Service Area Number 3:
  - (i) Marketing of, and retention/expansion of, the businesses;
  - (ii) Event planning that promotes the businesses;

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- (iii) Special directional signage for the businesses;
  - (iv) The purchase of holiday decorations/lighting and seasonal landscaping;
  - (v) Monitoring and maintaining the physical appearance and retail standards of the public areas of the businesses;
  - (vi) Physical improvements to the area comprising Special Service Area Number 3, as deemed necessary by the Village and the not-for-profit corporation referenced in item (vii) below; and
  - (vii) The cost of an executive director and/or other staff deemed necessary to facilitate the efforts of a not-for-profit corporation to be formed by the business owners to assist in carrying out items (i) through (vi) above, pursuant to an intergovernmental agreement with the Village;
- (hereinafter the “Special Services”).

### SECTION 3

#### PUBLIC HEARING - TAX RATES.

- A. That a public hearing shall be held on the 17th day of June, 2013, at 7:05 p.m., in the Orland Park Village Hall, Board Room, 14700 South Ravinia Avenue, Orland Park, Illinois, to consider the creation of Special Service Area Number 3 of the Village in the area described in the notice of public hearing set forth in Section 4 hereof (hereinafter the “Public Hearing”).
- B. At said Public Hearing, the levy of a direct annual tax at a rate not to exceed \$1.00 per \$100.00 of equalized assessed value of the property in Special Service Area Number 3 will be considered, to cover the cost of the Special Services as well as the costs incurred by the Village in establishing Special Service Area Number 3, with said tax not to be imposed until at least fifty percent (50%) of the area (8.05 acres of the 16.1 acres / 350,597.5 square feet of the 701,195 square feet) of Parcels A through G, as shown on Exhibit A attached hereto and made part hereof, is developed, such that a full occupancy permit has been issued by the Village relative to said area, a not-for-profit corporation has been formed by the owners of Parcels A through G, as shown on Exhibit A, for purposes of assisting with the Special Services, and an intergovernmental agreement has been entered into between the aforementioned not-for-profit corporation and the Village, relative to the providing of the Special Services.
- C. As taxes will not be levied until at least fifty percent (50%) of the area (8.05 acres of the 16.1 acres / 350,597.5 square feet of the 701,195 square feet) of Parcels A through G, as shown on Exhibit A

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attached hereto and made part hereof, is developed, such that a full occupancy permit has been issued by the Village relative to said area, a not-for-profit corporation has been formed by the owners of Parcels A through G, as shown on Exhibit A, for purposes of assisting with the Special Services, and an intergovernmental agreement has been entered into between the aforementioned not-for-profit corporation and the Village, relative to the providing of the Special Services, it is currently unknown as to the actual amount of the taxes that will be levied for the initial year for which taxes will be levied within Special Service Area Number 3; however, any such initial tax levy shall not exceed the maximum tax rate as set forth in B. above.

D. The aforementioned taxes shall be in addition to all other taxes provided by law and shall be levied pursuant to the provisions of the Property Tax Code (35 ILCS 200/1-1 et seq.), as amended.

### SECTION 4

#### NOTICE OF PUBLIC HEARING.

Notice of the Public Hearing shall be published at least once not less than fifteen (15) days prior to the Public Hearing in one (1) or more newspapers of general circulation in the Village, and notice by mailing shall be given by depositing said notice in the U.S. mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within the proposed Special Service Area Number 3, with said notice by mailing being mailed not less than ten (10) days prior to the time set for the Public Hearing (hereinafter collectively the "Notice"). In the event taxes for the last preceding year were not paid, the Notice shall be sent to the person last listed on the tax rolls prior to that year as the owner of said property. The Notice shall be in substantially the following form:

"NOTICE OF PUBLIC HEARING  
VILLAGE OF ORLAND PARK  
SPECIAL SERVICE AREA NUMBER 3

NOTICE IS HEREBY GIVEN that on June 17, 2013, at 7:05 p.m. in the Orland Park Village Hall, Board Room, 14700 South Ravinia Avenue, Orland Park, Illinois, a public hearing will be held by the President and Board of Trustees of the Village of Orland Park to consider forming a special service area consisting of the following-described property:

Legal Description:

Parcel 1:

Parcel A:

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The South 57 feet of the West 82.50 feet of the East 275 feet (except that part taken for road purposes by dedication or by occupation) of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois.

Also,

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian being described as follows: beginning at a point 65 feet North of the South line of said Section 4 and 50 feet West of the East line of said Section 4; thence Northerly on a line parallel to the East line of said Section 4 a distance of 127.50 feet to a point; thence Westerly on a line parallel to the South line of said Section 4 a distance of 10.00 feet to a point; thence Southerly on a line parallel to the East line of said Section 4 a distance of 108.50 feet to a point, said point also being 60.00 feet West of the East line of said Section 4; thence Southwesterly on a straight line a distance of 38.35 feet to a point, said point also being 57.00 feet North of the South line of said Section 4; thence Westerly on a line parallel of the South line of said Section 4 a distance of 105.50 feet to a point; thence Southerly on a straight line parallel to the East line of said Section 4 a distance of 7.00 feet to a point; said point also being 50.00 feet North of the South line of said Section 4; thence Easterly on a line parallel to the South line of said Section 4 a distance of 127.50 feet to a point; thence Northeasterly on a straight line a distance of 21.30 feet to the point of beginning; in Cook County, Illinois.

Also,

The North 218.02 feet of the South 410 feet of the East 60 (except that part taken for road purposes by dedication or by occupation) of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian in Cook County, Illinois.

Also,

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian being described as follows:

Commencing at the Southeast corner of said Southeast 1/4 of Section 4; thence Northerly along the East line of said Southeast 1/4 of Section 4 a distance of 410.00 feet to the point of beginning; thence Westerly on a line perpendicular to the East line of said Southeast 1/4 a distance of 60.00 feet to a point; thence Northerly on a line parallel to the East line of said Southeast 1/4 a distance of 100.00 feet to a point; thence Easterly on a line perpendicular to the East line of said Southeast 1/4 a distance of 60.00 feet to a point on the East line of said Southeast 1/4 thence Southerly on said East line a distance of 100.00 feet to the point of beginning; except that part taken for road purposes both by dedication or by occupation in Cook County, Illinois.

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### Parcel B:

Lot 5 in Mann's Industrial Park, being a subdivision of that part of the Southeast 1/2 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

### Parcel C:

The North 50 feet of the West 50 feet of the East 200 feet of the following described tract of real estate: that part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, described as follows:

Beginning at the Southeast corner of said Southeast Quarter of said Section 4; thence North along the East line of said Southeast Quarter of Section 4, 510.0 feet; thence West on a line perpendicular to the East line of said Southeast Quarter of said Section 4, 740.82 feet; thence South on a line parallel to the East line of said Southeast Quarter of said Section 4, 515.13 feet to the South line of said Southeast Quarter of said Section 4; thence East along the South line of Southeast Quarter of said Section 4, 740.82 feet to the place of beginning.

### Parcel D:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12 East of the Third Principal Meridian, being the premises conveyed by the deed from Norfolk and Western Railway Company (successors to Wabash Railroad Company) to T.H. Davidson and Company, Inc. recorded July 14, 1994 as document no. 94-628592, bounded and described as follows: Beginning at a point that is 1065.82 feet West of the East line and 50.00 feet North of the South line of said Southeast 1/4, said point also being the Southwest corner of the land conveyed by Wabash Railroad Company to I.N.R. Beatty Lumber Company, per Warranty Deed recorded July 7, 1972 as document number 21929599; thence South 89°32'43" West (assumed bearing) along the North line of 143rd Street, 485.88 feet to a line that is 25.00 feet Southeasterly of, as measured perpendicular to the Centerline of, the Southeasterly most track of said grantor as said track existed on January 4, 1994; thence Northeasterly, along a line that is 25.00 feet Southeasterly of, parallel with and concentric with the centerline of said Track, the following seven courses: North 44°57'24" East 3.12 feet; Northeasterly, along a curved line concave to the Northwest, having a radius of 1196.34 feet, an arc length of 67.20 feet; North 41°44'18" East 223.72 feet; Northeasterly along a curved line, concave to the Southeast, having a radius of 503.18 feet, an arc length of 62.31 feet; North 48°50'01" East 60.64 feet; Northeasterly, along a curved line, concave line, concave to the Northwest, having a radius of 533.73 feet, an arc length of 65.09 feet; and North 41°50'46" East 201.86 feet to a point on a line that bears South 48°09'14" East, said line being perpendicular to the centerline of said Southeasterly most track of said grantor, and bears through the Northwest corner of the aforesaid land conveyed per document number 21929599, said Northwest corner being 1015.82 feet West of the East line and 483.05 feet North of the South line of said Southeast 1/4 of Section 4; thence South 48°09'14" East, along the last described line, 90.73 feet to said Northwest corner; thence Southerly, along the Westerly line of said land conveyed per document number 21929599, the following three courses: South 89°32'43" West, parallel with the South line of said Southeast 1/4 of Section 4, a distance of 50.00 feet; South 0°01'19" East, parallel with the East line of said Southeast 1/4 of Section 4,

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a distance of 200.00 feet (200.06 feet measured) to the point of beginning, all in Cook County, Illinois.

Parcel 2:

Parcel A:

That part of the South East 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, described as follows:

Commencing at a point 50 feet North of the South line of said Section 4 and 269 feet West of the East line of said Section 4; thence North on a line parallel to the East line of said Section 4 for a distance of 461.89 feet; thence West on a line perpendicular to the East line of said Section 4 for a distance of 471.82 feet; thence South on a line parallel to the East line of said Section 4 for a distance of 465.13 feet to a point 50 feet North of the South line of said Section 4; thence East on a line parallel to the South line of said Section 4 for a distance of 471.82 feet to the point of beginning in Cook County, Illinois except that part taken for road purposes, and also except that part deeded to the Village of Orland Park by Warranty Deed dated August 1, 2002 and recorded September 27, 2002 as document number 0021061786, described as follows:

The South 57 feet of the West 82.50 feet of the East 275 feet (except that part taken for road purposes by dedication or by occupation) of the Southeast 1/4 in Section 4, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel B:

That part of the Southeast Quarter of Section 4, Township 36 North, Range 12 East of the Third Principal Meridian; bounded and described as follows, to-wit: Beginning at a point on the East line of said Section which is 410 feet North of the Southeast corner of said Section; thence North along the East line of said Section, 100 feet; thence West at right angles to the East line of said Section, 150 feet; thence South parallel to the East line of said Section, 100 feet; thence East 150 feet is the place of beginning, in Cook County, Illinois, excepting therefrom the following parcel:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian being described as follows:

Commencing at the Southeast corner of said Southeast 1/4 of Section 4; thence Northerly along the East line of said Southeast 1/4 of Section 4 a distance of 410.00 feet to the point of beginning; thence Westerly on a line perpendicular to the East line of said Southeast 1/4 a distance of 60.00 feet to a point; thence Northerly on a line parallel to the East line of said Southeast 1/4 a distance of 100.00 feet to a point; thence Easterly on a line perpendicular to the East line of said Southeast 1/4 a distance of 60.00 feet to a point on the East line of said Southeast 1/4 thence Southerly on said East line a distance of 100.00 feet to the point of beginning; except that part taken for road purposes both by dedication or by occupation in Cook County, Illinois.

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### Parcel C:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, described as follows:

Beginning at a point on the East line of said Section 4, 510 feet North of the Southeast corner thereof; thence West at right angles to the East line of said Section, 740.82 feet, thence South parallel to the East line of said Section, 515.13 feet to the South line of said Section; thence West along the South line of said Section, 25 feet; thence North parallel to the East line of said Section 803.20 feet to the Southeasterly line of the original perpendicular to the East line of said Section 765.82 feet to a point on the East line, of said Section 797.90 feet North of the Southeast corner thereof; thence South along the East line of Section 4, 287.90 feet to the place of beginning, in Cook County, Illinois, excepting therefrom that part taken for road purposes.

### Parcel D:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, described as follows:

Commencing at a point 50 feet North of the South line of said Section 4 and 192.50 feet West of the East line of said Section 4; thence West on a line parallel to the South line of said Section 4 for a distance of 76.50 feet; thence North on a line parallel to the East line of said Section 4 for a distance of 461.89 feet; then East on a line drawn at right angles to the East line of said Section at a point 510 feet (measured on the East line of said section) North of the Southeast corner of said Section for a distance of 69 feet; thence South on a line parallel to the East line said Section 4 for a distance of 50 feet; thence East on a line parallel to the South line of said Section 4 for a distance of 50 feet; thence South on a line parallel to the East line of said Section 4 for a distance of 50 feet; thence East on a line parallel to the South line of Section 4 for a distance of 100 feet; thence South on a line parallel to the East line of said Section 4 for a distance of 217.85 feet, thence West on a line parallel to the South line of said Section 4 for a distance of 142.50 feet; thence South on a line parallel to the East line of said Section 4 for a distance of 142.50 feet to the point of beginning, in Cook County, Illinois; excepting therefrom the following two parcels:

The South 57 feet of the West 82.50 feet of the East 275 feet (except that part taken for road purposes by dedication or by occupation) of the Southeast 1/4 in Section 4, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois;

Also,

The North 218.02 feet of the South 410 feet of the East 60 (except that part taken for road purposes by dedication or by occupation) of the Southeast 1/4 pf Section 4, Township 36 North, Range 12 East of the 3rd Principal Meridian in Cook County, Illinois.

### Parcel 3:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12 East of the Third Principal Meridian, described as follows:

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Commencing at the intersection of the East line of said Section 4 and the Southeasterly line of the right of way of the Wabash Railroad Company; thence South along the said East line of Section 4 for a distance of 460 feet; thence West on a line perpendicular to said East line of Section 4 to the Southeasterly right of way of the Wabash Railroad Company; thence Northeasterly along said Southeasterly right of way line to the point of beginning (except that part taken for Kean Avenue, now know as LaGrange Road) in Cook County, Illinois.

Parcel 4:

Lot 4 in Mann's Industrial Park, being a subdivision of that part of the Southeast 1/2 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 5:

Lot 3 in Mann's Industrial Park, being a subdivision of that part of the Southeast 1/2 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 6:

The East 428.35 feet of Lots 1 and 2 (as measured at right angles to the South line of said Lot 1) in Mann's Industrial Park, being a subdivision of that part of the Southeast 1/2 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 7:

Lots 1 and 2, except the East 428.35 feet thereof (as measured at right angles to the South line of said Lot 1) in Mann's Industrial Park, being a Subdivision of part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 8:

A Parcel of land in the Southeast 1/4 of Section 4, Township 36 North, Range 12 East of the Third Principal Meridian bounded and described as follows:

Commencing at the Southeast corner of the Southeast 1/4 of Section 4 aforesaid and running thence Westerly along the South line of said Southeast 1/4 of Section 4, a distance of 765.82 feet to a point, thence Northerly along a line parallel to the East line of said Southeast 1/4 of Section 4, a distance of 50.00 feet for a point of beginning, thence continuing Northerly along a prolongation of the last described line for a distance of 753.20 feet, more or less, to a point that is 43.40 feet Southeasterly (by rectangular measurements) of the center line of the Norfolk and Western Railroad Company team track; thence Southwesterly along a curved line convex to the Southeast, parallel to the center line of the aforesaid team track, having a mid-ordinate of 7.60 feet for a distance of 408.50 feet (as measured on the chord of said curve) to a point that is 1015.82 feet West of the East line of 483.05 feet North of the South line of said Southeast 1/4 of Section 4, thence Southerly along a line parallel to the East line of said Southeast 1/4 of Section 4 a distance of 233.00 feet to a point; thence Westerly along a line parallel to the South line of said Southeast 1/4 of Section 4, a distance of 50.00 feet to a point; thence Southerly

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along a line parallel to the East line of said Southeast 1/4 of Section 4, a distance of 200.00 feet to a point that is 50.00 feet North of the South line of said Southeast 1/4 of Section 4; thence Easterly along a line parallel to the South line of said Southeast 1/4 of Section 4, a distance of 300.00 feet to the point of beginning, all in Cook County, Illinois.

### Parcel 9:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian, Cook County, Illinois, described as follows:

Beginning at a point 65 feet North of the South line of said Section 4 and 50 feet West of the East line of said Section 4, thence North on a line parallel to the East line of said Section 4 for a distance of 127.50 feet, thence West on a line parallel to the South line of said Section 4 for a distance of 142.50 feet, thence South on a line parallel to the East line of said Section 4 for a distance of 142.50 feet, thence East on a line parallel to the South line of said Section 4 for a distance of 127.50 feet, thence Northeasterly, more or less, 21.21 feet to the place of beginning, in Cook County, Illinois, excepting therefrom the following parcel:

That part of the Southeast 1/4 of Section 4, Township 36 North, Range 12, East of the Third Principal Meridian being described as follows: beginning at a point 65 feet North of the South line of said Section 4 and 50 feet West of the East line of said Section 4; thence Northerly on a line parallel to the East line of said Section 4 a distance of 127.50 feet to a point; thence Westerly on a line parallel to the South line of said Section 4 a distance of 10.00 feet to a point; thence Southerly on a line parallel to the East line of said Section 4 a distance of 108.50 feet to a point, said point also being 60.00 feet West of the East line of said Section 4; thence Southwesterly on a straight line a distance of 38.35 feet to a point, said point also being 57.00 feet North of the South line of said Section 4; thence Westerly on a line parallel of the South line of said Section 4 a distance of 105.50 feet to a point; thence Southerly on a straight line parallel to the East line of said Section 4 a distance of 7.00 feet to a point; said point also being 50.00 feet North of the South line of said Section 4; thence Easterly on a line parallel to the South line of said Section 4 a distance of 127.50 feet to a point; thence Northeasterly on a straight line a distance of 21.30 feet to the point of beginning; in Cook County, Illinois.

Inclusive of the right-of-way of 142nd Street contained within the foregoing legal description, and including the West 1/2 of the LaGrange Road right-of-way adjacent thereto, and the North 1/2 of the 143rd Street right-of-way adjacent thereto.

PINs: 27-04-417-007;  
27-04-417-013;  
27-04-417-015;  
27-04-417-016;  
27-04-417-017;  
27-04-417-018;

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27-04-417-019;  
27-04-417-020;  
27-04-417-027;  
27-04-417-028;  
27-04-417-030-8001;  
27-04-417-030-8002;  
27-04-417-031-8001;  
27-04-417-031-8002;  
27-04-417-032-8001;  
27-04-417-032-8002;  
27-04-417-033-8001; and  
27-04-417-033-8002.

Common Boundary Description: That triangular shaped area within the Village of Orland Park generally bounded by the centerline of LaGrange Road on the East, the centerline of 143rd Street on the South, and the Metra/Norfolk Southern Railroad property line on the North and West.

All interested persons affected by the formation of Orland Park Special Service Area Number 3 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 3 and may object to the formation of Special Service Area Number 3 and the levy of taxes affecting said Special Service Area Number 3.

The purpose of the formation of Orland Park Special Service Area Number 3 is to fund the Village of Orland Park's cost of the following activities/items within Special Service Area Number 3:

- (i) Marketing of, and retention/expansion of, the businesses;
- (ii) Event planning that promotes the businesses;
- (iii) Special directional signage for the businesses;
- (iv) The purchase of holiday decorations/lighting and seasonal landscaping;
- (v) Monitoring and maintaining the physical appearance and retail standards of the public areas of the businesses;
- (vi) Physical improvements to the area comprising Special Service Area Number 3, as deemed necessary by the Village and the not-for-profit corporation referenced in item (vii) below; and
- (vii) The cost of an executive director and/or other staff deemed necessary to facilitate the efforts

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of a not-for-profit corporation to be formed by the business owners to assist in carrying out items (i) through (vi) above, pursuant to an intergovernmental agreement with the Village;

(hereinafter the “Special Services”), within said Special Service Area Number 3.

A tax levy at a rate not to exceed \$1.00 per \$100.00 of equalized assessed valuation of property in Special Service Area Number 3 will be considered at the public hearing, to cover the cost of the Special Services as well as the costs incurred by the Village in establishing Special Service Area Number 3, with said tax not to be imposed until at least fifty percent (50%) of the area (8.05 acres of the 16.1 acres / 350,597.5 square feet of the 701,195 square feet) of Parcels A through G, as shown on Exhibit A attached hereto and made part hereof, is developed, such that a full occupancy permit has been issued by the Village relative to said area, a not-for-profit corporation has been formed by the owners of Parcels A through G, as shown on Exhibit A, for purposes of assisting with the Special Services, and an intergovernmental agreement has been entered into between the aforementioned not-for-profit corporation and the Village, relative to the providing of the Special Services. As taxes will not be levied until at least fifty percent (50%) of the area (8.05 acres of the 16.1 acres / 350,597.5 square feet of the 701,195 square feet) of Parcels A through G, as shown on Exhibit A attached hereto and made part hereof, is developed, such that a full occupancy permit has been issued by the Village relative to said area, a not-for-profit corporation has been formed by the owners of Parcels A through G, as shown on Exhibit A, for purposes of assisting with the Special Services, and an intergovernmental agreement has been entered into between the aforementioned not-for-profit corporation and the Village, relative to the providing of the Special Services, it is currently unknown as to the actual amount of the taxes that will be levied for the initial year for which taxes will be levied within Special Service Area Number 3; however, any such initial tax levy shall not exceed the maximum tax rate as set forth above. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 3.

At the public hearing, all persons affected by the formation of said Special Service Area Number 3, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The public hearing may be adjourned by the President and Board of Trustees to another date without further notice, other than a motion, to be entered upon the minutes of its meeting, fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one (51%) of the electors residing within Special Service Area Number 3 and by at least fifty-one (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 3 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 3, the enlargement thereof, the levy or imposition of a tax for the provision of the Special Services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 3 may not be created or enlarged, and no tax may be levied or imposed nor the rate increased.

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## SECTION 5

This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

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PASSED this 15th day of April, 2013

*/s/ David P. Maher*

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**David P. Maher, Village Clerk**

**Aye:** 5 Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, and President  
McLaughlin

**Nay:** 0

**Absent:** 2 Trustee Gira and Trustee Griffin Ruzich

DEPOSITED in my office this 15th day of April, 2013

*/s/ David P. Maher*

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**David P. Maher, Village Clerk**

APPROVED this 15th day of April, 2013

*/s/ Daniel J. McLaughlin*

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**Daniel J. McLaughlin, Village President**

PUBLISHED this 16th day of April, 2013

*/s/ David P. Maher*

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**David P. Maher, Village Clerk**