

PUBLIC HEARING ORDINANCE

WHEREAS, special service areas may be established pursuant to Article VII, Sections 6(l) and 7(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., as amended from time to time, and pursuant to the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time (the "Property Tax Code"); and

WHEREAS, on November 15, 2006, the City Council of the City of Chicago (the "City Council") enacted an ordinance (the "First Ordinance"), as further amended by an ordinance enacted by the City Council on November 1, 2016, (the "Amendment Ordinance") (the First Ordinance and the Amendment Ordinance are collectively referred to herein as the "Original Ordinance") which established an area known and designated as City of Chicago Special Service Area Number 42 (the "Area") and authorized the levy of an annual tax, for the period beginning in tax year 2006 through and including tax year 2015 (the "Original Period"), not to exceed an annual rate of two percent (2%) of the equalized assessed value of the taxable property therein (the "Services Tax") to provide certain special services in and for the Area in addition to the services provided by and to the City of Chicago (the "City") generally (the "Original Special Services"); and

WHEREAS, on December 9, 2015, the City Council enacted an ordinance (the "Levy Extension Ordinance") which (i) authorized certain special services in the Area distinct from the Original Special Services (the "Special Services"), and (ii) authorized the extension of the Original Period and of the levy of the Services Tax for the provision of the Special Services in the Area in addition to services provided generally by the City for a period beginning in tax year 2015 through and including tax year 2024 (the Levy Period); and

WHEREAS, the Original Ordinance and the Levy Extension Ordinance are herein collectively referred to as the "Establishment Ordinance"; and

WHEREAS, the Establishment Ordinance established the Area consisting of Stony Island Avenue from 67th Street to 73rd Street and the west side only of Stony Island Avenue from 73rd Street to 79th Street; and 71st Street from South Shore Drive to Kimbark Avenue; and

WHEREAS, the Special Services authorized in the Establishment Ordinance included but are not limited to: customer attraction, public way aesthetics, sustainability and public place enhancements, economic/business development, safety programs, and other activities to promote commercial and economic development; and

WHEREAS, the City desires to authorize the extension of the Levy Period and of the levy of the Services Tax for the provision of the Special Services in the Area; and

WHEREAS, the City Council finds that it is in the public interest that consideration be given to (i) the authorization of the extension of the Levy Period and of the levy of the Services Tax for the provision of the Special Services in the Area for a period through and including tax year 2038; (b) the Area is contiguous; and (c) the proposed Special Services are in addition to

municipal services provided by and to the City generally; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

SECTION 2. A public hearing shall be held by the Committee on Economic, Capital and Technology Development of the City Council of the City of Chicago at the City Council Chambers, City Hall, Chicago, Illinois or in the alternative by remote means with instructions for how to attend the public hearing and participate in oral public comment to be provided on the Chicago City Clerk's website [<https://www.chicityclerk.com>] (the "Hearing"), to consider (i) the authorization of the Special Services in the Area be provided therein (ii) the authorization of the extension of the Levy Period and of the levy of the Services Tax for the provision of the Special Services in the Area for a period through and including tax year 2038. At the Hearing there will be considered the extension of the Levy Period of the Services Tax upon the taxable property within the Area sufficient to produce revenues required to provide the Special Services in the Area. The Services Tax shall not exceed the annual rate of two percent (2.00%) of the equalized assessed value of the taxable property within the Area. The Services Tax shall be authorized to be extended and levied in tax years 2024 through and including 2038. The proposed amount of the tax levy for the Special Services in tax year 2024 is \$755,029. The Services Tax shall be in addition to all other taxes provided by law and shall be levied pursuant to the provisions of the Property Tax Code, as amended from time to time. The Special Services to be considered include, but are not limited to: customer attraction, public way aesthetics, sustainability and public place enhancements, economic/business development, public health and safety programs, and other activities to promote commercial and economic development, which will be hereinafter referred to collectively as the "Special Services." The Special Services may include new construction or maintenance. Some or all of the proceeds of the proposed Services Tax are anticipated to be used by an entity other than the City of Chicago to provide the Special Services to the Area, which such entity shall be a "service provider" pursuant to a "services contract," each as defined in the Special Service Area Tax Law. The Special Services shall be in addition to services provided to and by the City of Chicago generally. The Area shall consist of territory described on Exhibit 1 hereto and hereby incorporated herein. The approximate street location of said territory consists of Stony Island Avenue from 67th Street to 73rd Street and the west side only of Stony Island Avenue from 73rd Street to 79th Street; and 71st Street from South Shore Drive to Kimbark Avenue.

SECTION 3. Notice of the Hearing shall be published at least once, not less than fifteen (15) days prior to the Hearing, in a newspaper of general circulation within the City of Chicago. In addition, notice by mail shall be given by depositing said notice in the United States mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each property lying within the Area. The notice shall be mailed not less than ten (10) days prior to the time set for the Hearing. 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 the property.

SECTION 4. Notice of the Hearing shall be substantially in the following form:

Notice of Public Hearing

City of Chicago Special Service Area Number 42

Notice is hereby given that at _____ o'clock _____m., on the ____ day of _____, 2024 at the City Council Chambers, City Hall, 121 North LaSalle Street, Chicago, Illinois, a public hearing will be held by the Committee on Economic, Capital and Technology Development of the City Council of the City of Chicago, or in the alternative by remote means with instructions for how to attend the public hearing and participate in oral public comment to be provided on the Chicago City Clerk's website [<https://www.chicityclerk.com>], in order to consider certain matters with respect to an area within the City of Chicago known and designated as Special Service Area Number 42 (the "Area") and the authorization of the levy of a special annual services tax (the "Services Tax") within the Area. The matters shall include (i) the authorization of an extension of the Levy Period of years in which the levy of the Services Tax is authorized through and including tax year 2038. The Services Tax under consideration shall be authorized to be levied annually in tax years 2024 through and including 2038 for the provision of the Special Services. The purpose of the Services Tax shall be to provide the Special Services within the Area, which may include, but are not limited to: customer attraction, public way aesthetics, sustainability and public place enhancements, economic/business development, public health and safety programs, and other activities to promote commercial and economic development, which will be hereinafter referred to collectively as the "Special Services." The Special Services may include new construction or maintenance. Some or all of the proceeds of the proposed Services Tax are anticipated to be used by an entity other than the City of Chicago to provide the Special Services to the Area, which such entity shall be a "service provider" pursuant to a "services contract," each as defined in the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time.

At the hearing there will be considered a Services Tax to be levied against the taxable property included within the Area for the provision of the Special Services shall not exceed the annual rate of two percent (2.00%) of the equalized assessed value of taxable property within the Area. The proposed amount of the tax levy for Special Services in tax year 2024 is \$755,029. The Services Tax 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 from time to time.

The Area consists of the territory described herein and incorporated hereto as Exhibit 1. The approximate street location of said territory consists of Stony Island Avenue from 67th Street to 73rd Street and the west side only of Stony Island Avenue from 73rd Street to 79th Street; and 71st Street from South Shore Drive to Kimbark Avenue.

At the public hearing any interested person, including all persons owning taxable real property located within the proposed Area, affected by (i) the authorization of the Special Services in the Area be provided therein (ii) the authorization of the extension of the Levy Period of years in which the levy of the Services Tax is

authorized through and including tax year 2038 may file with the City Clerk of the City of Chicago written objections to and may be heard orally with respect to any issues embodied in this notice. The Committee on Economic, Capital and Technology Development of the City Council of the City of Chicago shall hear and determine all protests and objections at said hearing and said hearing may be adjourned to another date without further notice other than a motion to be entered upon the minutes fixing the time and place it will reconvene.

If a petition signed by at least fifty-one percent (51%) of the electors residing within the boundaries of the Area and by at least fifty-one percent (51%) of the landowners included within the boundaries of the Area objecting to (i) the authorization of the extension of the Levy Period of years in which the levy of the Services Tax is authorized through and including tax year 2038 is filed with the City Clerk of the City of Chicago within sixty (60) days following the final adjournment of the public hearing, the Special Services currently authorized within Area shall not be authorized and the Levy Period of years in which the levy of the Services Tax is authorized shall not be extended through and including tax year 2038.

By order of the City Council of the City of Chicago, Cook County, Illinois.

Dated this _____ day of _____, 2024.

City Clerk, City of Chicago,
Cook County, Illinois

SECTION 5. Enforceability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

SECTION 6. Conflict. This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

SECTION 7. This ordinance shall become effective from its passage and approval.