ORDINANCE

WHEREAS, special service areas may be established pursuant to (i) Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois, (ii) the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time (the "Special Service Area Tax Law"), and (iii) the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time (the "Property Tax Code"); and

WHEREAS, on December 09, 2009, the City Council of the City of Chicago (the "City Council") enacted an ordinance (the "Establishment Ordinance") which was published in the Journal of Proceedings of the City Council for such date at pages 79955 through 80045, and which established an area known and designated as City of Chicago Special Service Area Number 18 (the "Original Area") and authorized the levy of an annual tax, for the period beginning in 2009 through and including 2023 (the "Original Levy Period"), not to exceed an annual rate of 0.55 percent of the equalized assessed value of the taxable property therein (the " Original 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, the Establishment Ordinance established the Original Area as that territory consisting Halsted Street from the north side of Belmont Avenue to the south side of Grace Street and on Broadway Avenue from the north side of Grace Street to the south side of Irving Park Road; the north side of Belmont Avenue and both sides of Melrose Street, Aldine Street, Buckingham Street, Roscoe Street, Newport Street, Cornelia Street, Brompton Place, Addison Street, Waveland Avenue, Bradley Place and the south side of Grace Street to the alley on either side of Halsted Street and the north side of Grace Street and both sides of Sheridan Avenue, Dakin Street and the south side of Irving Park Road to the alley on either side of Broadway Street; and both sides of Clarendon Avenue from Sheridan Avenue to the south side of Irving Park Road; and

WHEREAS, the Original Special Services authorized in the Establishment Ordinance include, but are not limited to: maintenance and beautification activities; the recruitment and promotion of new businesses to the Area and retention and promotion of existing business within the Area; coordinated marketing and promotional activities; strategic planning for the general development of the Area; financing of storefront facade and signage improvements; security programs; and other technical assistance activities to promote commercial and economic development, including, but not limited to, streetscape improvements, strategic transit/parking improvements, including parking management studies; and enhanced local land use oversight and control initiatives, such as monitoring zoning and building code compliance; and

WHEREAS, the City now desires to (i) enlarge the boundaries of the Original Area (as enlarged, the "Area") (ii) authorize certain special services in the Area distinct from the Original Special Services (the "Special Services"), (iii) increase the maximum rate of the Original Services Tax from an annual rate of 0.55% to 0.65% of the equalized assessed value of the taxable property within the Area (the "Services Tax"), and (iv) authorize the extension of the time period for which the levy of the Services Tax is authorized within the Area from the Original Levy Period to a period from tax year 2023 through and including tax year 2037 (the "Levy Period"); and

WHEREAS, the City Council finds that:

(a) it is in the public interest that consideration be given to (i) the enlargement of the boundaries of the Original Area to the Area while keeping its designation as City of Chicago Special Service Area Number 18, (ii) the authorization of certain Special Services in the Area distinct from the Original Special Services, (iii) the authorization of the Services Tax at an annual rate of 0.65% of the equalized assessed value of the taxable property within the Area, and (iv) the authorization of the extended Levy Period for the levy of the Services Tax within the Area;

(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. Incorporation of Preambles. The preambles of this ordinance are hereby incorporated herein 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 (the "Hearing"), in order to consider (i) the enlargement of the boundaries of the Original Area to the Area while keeping its designation as City of Chicago Special Service Area Number 18, (ii) the authorization of the Special Services distinct from the Original Special Services, (iii) the authorization of the Services Tax at an annual rate of 0.65% of the equalized assessed value of the taxable property within the Area, and (iv) the authorization of the extended Levy Period for the levy of the Services Tax within the Area. At the Hearing there will be considered the extension of the levy 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 0.65% 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 2023 through and including 2037. The proposed amount of the tax levy for Special Services for the initial year for which taxes will be levied within the Area in tax year 2023 is $491,509. 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. 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 Halsted Street between Irving Park Road and Belmont 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 18.

Notice is hereby given that at _____o clock _____.m., on the__ day of _____, 2023 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, in order to consider certain matters with respect to an area within the City of Chicago known and designated as Special Service Area Number 18. The matters shall include: (i) enlarging the boundaries of the Original Area to the boundaries of the Area while keeping the designation as City of Chicago Special Service Area Number 18, (ii) authorizing the Special Services distinct from the Original Special Services, (iii) authorizing the Services Tax at an annual rate of 0.65% in the Area, and (iv) authorizing the extension of the Original Levy Period for which the levy of the Services Tax is authorized within the Area from tax years 2023 through and including tax year 2037. The purpose of creating the Area shall be to provide Special Services within the Area, which may include, but 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. 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 not to exceed the annual sum of 0.65% of the equalized assessed value of taxable property within the Area. The proposed amount of the tax levy for special services for the initial year for which taxes will be levied within the Area in tax year 2023 is $491,509. 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 shall consist of the territory described herein and incorporated hereto as Exhibit 1. The approximate street location of said territory consists of Halsted Street between Irving Park Road and Belmont Avenue.

At the public hearing any interested person, including all persons owning taxable real property located within the proposed Area, affected by (i) the enlargement of the boundaries of the Original Area to the Area while keeping the designation as City of Chicago Special Service Area Number 18, (ii) the authorization of the Special Services distinct from the Original Special Services, (iii) the authorization of the Services Tax at an annual rate not to exceed 0.65% of the equalized assessed value of the taxable property within the Area, and (iv) the authorization of the extension of the time period for which the levy of the Services Tax is authorized within the Area from the Original Levy Period to the period from tax year 2023 through and including tax year 2037, 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 enlargement of the boundaries of the Original Area to the Area while keeping the designation as City of Chicago Special Service Area Number 18, (ii) the authorization of the Special Services distinct from the Original Special Services, (iii) the authorization of the Services Tax at an annual rate not to exceed 0.65% of the equalized assessed value of the taxable property within the Area, and/or (iv) the authorization of the extension of the time period for which the levy of the Services Tax is authorized within the Area from the Original Levy Period to the period from tax year 2023 through and including tax year 2037, is filed with the City Clerk of the City of Chicago within sixty (60) days following the final adjournment of the public hearing, then such action objected to shall not be approved or authorized.

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

Dated this _____ day of _____, 2023

City Clerk, City of Chicago,
Cook County, Illinois

SECTION 5. 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. 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.