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 November 7, 2007, the City Council of the City of Chicago (the "City Council") enacted an ordinance, which was published in the Journal of Proceedings of the City Council (the "Journal") for such date at pages 13653 through 13724, as amended on December 12, 2007, and published in the Journal for such date at pages 17060 through 17063 (collectively the "Establishment Ordinance") which established an area known and designated as City of Chicago Special Service Area Number 44 (the "Initial Area") and authorized the levy of an annual tax, for the period beginning in 2007 through and including 2016 (the "Initial Period"), not to exceed an annual rate of two and a half percent (2.5%) 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 generally (the " Initial Special Services"); and

WHEREAS, on December 9, 2015, the City Council enacted an ordinance (the "Second Ordinance") which was published in the Journal for such date at pages 14757 through 14768, and which enhanced an area known and designated as City of Chicago Special Service Area Number 44 (the "Second Area") and authorized the levy of an annual tax, for the period beginning in year 2015 through and including tax 2029 (the, "Second Levy Period") not to exceed an annual rate of 2.5% of the equalized assessed value of the taxable property therein to provide certain special services in and for the Area in addition to the services provided by and to the City generally (the "Second Special Services"); and

WHEREAS, the Second Ordinance established the Second Area consisting of Walden Parkway from 99th Street to 107th Street, and from Longwood Drive to Wood Street along 103rd Street; and

WHEREAS, the Second Special Services authorized in the Second Ordinance include but are not limited 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 now desires to (i) enlarge the boundaries of the Second Area (as enlarged, the "Area") (ii) authorize certain special services in the Area distinct from the Second Special Services (the "Special Services"), (iii) authorize the Services Tax at an annual rate of 2.5% of the equalized assessed value of the taxable property within the Area and (iv) authorize the extension of the time period for which the levy of the Services Tax is authorized within the Area from the Second 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 Second Area to the Area while keeping its designation as City of Chicago Special Service Area Number 44, (ii) the authorization of the Special Services in the Area distinct from the Second Special Services, (iii) the authorization of the Services Tax at an annual rate of 2.5% 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 Second Area to the Area while keeping its designation as City of Chicago Special Service Area Number 44, (ii) the authorization of the Special Services distinct from the Second Special Services, (iii) the authorization of the Services Tax at an annual rate of 2.5% 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 2.5% 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 $61,749. 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 Walden Parkway from 95th Street to 107th Street and west to Longwood Drive and east to Wood Street at 103rd Street.

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 44.

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 44. The matters shall include (i) enlarging the boundaries of the second special service area while keeping the designation as City of Chicago Special Service Area Number 44 (as enlarged, the "Area"), (ii) authorizing certain special services in the Area distinct from the second special services authorized to be provided (the "Special Services"), (iii) authorizing the Services Tax at an annual rate of 2.5% in the Area and (iv) authorizing the extension of the Second Levy Period for which the levy of the Services Tax is authorized within the Area 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 2.5% 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 $61,749. 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 Walden Parkway from 95th Street to 107th Street and west to Longwood Drive and east to Wood Street at 103rd Street.

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 second special service area to the Area while keeping the designation as City of Chicago Special Service Area Number 44, (ii) the authorization of the Special Services in the Area distinct from the second special services provided therein (iii) the authorization of the Services Tax at an annual rate not to exceed 2.5% 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 second 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 second special service area to the Area while keeping the designation as City of Chicago Special Service Area Number 44, (ii) the authorization of the Special Services in the Area distinct from the second special services provided therein, (iii) the authorization of the Services Tax at an annual rate not to exceed 2.5% 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 second 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.