

CITY OF AURORA, ILLINOIS
ORDINANCE NO. 044-32
DATE OF PASSAGE 05-11-99

**AN ORDINANCE FOR THE ESTABLISHMENT OF A SPECIAL SERVICE AREA
NUMBER 32 (NORTH KENDALL) KANE COUNTY
IN THE CITY OF AURORA FOLLOWING NOTICE AND PUBLIC HEARING
IN CONNECTION THEREWITH**

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, Special Service Areas are established pursuant to subsection (1) of Section 6 of Article VII of the Illinois Constitution of 1970, and the Special Service Area Tax Law (35 ILCS 200/27-5 et seq.) and the Property Tax Code (35 ILCS 200/1-1 et seq.); and

WHEREAS, the City of Aurora desires to establish such an area as hereinafter described;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows:

Section One: (a) That it is in the public interest that the territory hereinafter described in the Notice referred to in Section Four hereof be established as a Special Service Area for the purposes set forth herein. An accurate map of said territory is attached hereto as Exhibit A-1.

(b) That said Area is compact and contiguous and constitutes a principal residential area of the City of Aurora.

(c) That said Area is principally zoned for residential purposes and will benefit specially from the municipal services to be provided and that said proposed municipal services are unique and in addition to municipal services provided to the City of Aurora as a whole; and it is, therefore, in the best interest of said Area and the City of Aurora as a whole that special taxes be levied against said Area for the services to be provided.

(d) Therefore, that City of Aurora Special Service Area Number Thirty-two, be and is hereby established for and with regard to the above said territory.

Section Two: That the purpose of City of Aurora Special Service Area Number Thirty-two is to provide special municipal improvements to said Area which include reconstruction of existing street, curb, gutter, sidewalk replacement, drive approach replacement and replacement of right-of-

PREPARED BY:
AFTER RECORDING RETURN TO:
CITY CLERK'S OFFICE
44 EAST DOWNER PLACE
AURORA, IL 60507

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way, landscaping, in addition to the services provided by the City generally. Annual taxes shall be assessed and levied for said special municipal services in said Area, on property in said Area in addition to all other municipal taxes; provided that the special annual tax shall be levied upon the equalized assessed value of the property in said Area in an amount not to exceed an annual rate of ninety five hundredths of one percent (0.95%, being 95 cents per \$100) of said value. This tax shall be levied for a period of twenty (20) years commencing from and after the date of this Ordinance. Said 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. Said levies are intended to produce approximately \$1,125.00 per year, not to exceed the amount of \$22,500.00 over the twenty (20) year period.

Section Three: That a public hearing has been held on the 9th day of February 1999, at 7:30 p.m. in the Council Chambers of the City Hall, 44 East Downer Place, Aurora, Illinois with regard to the establishment of City of Aurora Special Service Area Number Thirty-two for the territory described in the Notice referred to in Section Four hereof. At the hearing, there was considered the levy of an annual tax as described and limited in Section Two hereof.

Section Four: That notice of hearing was published on the 25th day of January 1999 being not less than fifteen (15) days prior to the public hearing, in a newspaper in general circulation in the City of Aurora. In addition, notice by mailing was given by depositing said notice in the U.S. mails 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. Said Notice was mailed on or before January 25, 1999, being not less than ten (10) days prior to the public hearing. In the event taxes for the last preceding year were not paid, the Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. Notice was provided for in the form described by Exhibit B attached hereto.

Section Five: That this ordinance shall be in full force and effect, and shall be controlling, upon its passage and approval.

Section Six: That all ordinances or parts of ordinances thereof in conflict herewith are hereby repealed to the extend of any such conflict.

Section Seven: That any Section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining Sections or provisions which shall remain in full force and effect thereafter.

PASSED by the City Council of the City of Aurora, Illinois on this 11th day of May, 1999.

APPROVED AND SIGNED by the Mayor of the City of Aurora, Illinois on this 11th day of May, 1999.

AYES 9 **NAYS** 0 **NOT VOTING**



David L. Stover, Mayor

ATTEST:


City Clerk



THIS DOCUMENT PREPARED BY:
MAYOR'S OFFICE - RONALD FORD
44 EAST DOWNER PLACE
AURORA, IL 60507

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