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Doc#: 0427327001  
Eugene "Gene" Moore Fee: \$30.00  
Cook County Recorder of Deeds  
Date: 09/29/2004 09:27 AM Pg: 1 of 4

## CERTIFICATE

I, the undersigned, DO HEREBY CERTIFY that I am the duly qualified and acting City Clerk of the City of Burbank, and as such I am the keeper of the records and files and am custodian of the seal.

I DO FURTHER CERTIFY that the foregoing is a complete, true, and correct copy of Ordinance No. 46-9-04 entitled:

### **AN ORDINANCE ESTABLISHING CITY OF BURBANK SPECIAL SERVICE AREA NO. 37**

duly passed by not less than a majority of the City Council at its regular meeting held on September 22, 2004, and approved by the Mayor on the same date.

IN WITNESS WHEREOF, I have hereunto affixed my official seal, signature and the corporate seal this 22nd day of September, 2004.



( CORPORATE )  
( SEAL )

  
City Clerk

Box 62

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## ORDINANCE NO. 46-9-04

### AN ORDINANCE ESTABLISHING CITY OF BURBANK SPECIAL SERVICE AREA NO. 37

BE IT ORDAINED by the City Council of the City of Burbank, Cook County, Illinois, as follows:

**Section 1: Authority to Establish Special Service Areas.** That Special Service Area No. 37 is established pursuant to the provisions of Article VII, Section 7 of the Illinois Constitution of 1970, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5, *et seq.*

**Section 2: Findings.** The City Council, after hearing, considering, and determining all protests and objections, finds as follows:

(a) that the question of the establishment of the area hereinafter described as a special service area was considered by the City Council pursuant to Ordinance No. 24-6-04 at a public hearing held on June 23, 2004;

(b) that said public hearing was held by the City Council pursuant to a notice duly published on June 3, 2004, in the *Burbank-Stickney Independent*, a newspaper of general circulation in the City of Burbank ("Burbank"), at least fifteen (15) days prior to the hearing and pursuant to notice by 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 special service area. Said notice was given by depositing said notice in the United States mails not less than ten (10) days prior to the time set for 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. The notices conformed in all respects to the requirements of the Special Service Area Tax Law;

(c) that at the public hearing all interested persons were given an opportunity to be heard on the question of the creation of the special service area, on the issuance of general obligation bonds in an amount not to exceed \$115,000 for the purpose of paying for constructing an alley with a storm sewer drainage system (the "Project") and on the question of an annual tax for the special municipal services, as set forth in the notice. All questions that were raised by the public at the hearing regarding the formation of the special service area, the special municipal services, the issuance of general obligation bonds, the Project and the annual tax were answered and no one requested that the City Council not proceed immediately;

(d) that it is in the public interest and in the interest of the property described in Section 3 that the special service area, as hereinafter described, be established;

(e) that said area is compact, contiguous and located in Burbank;

(f) that it is in the best interests of the special service area that the furnishing of the special municipal services proposed and the Project be considered for the common interests therein; and

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(g) that the proposed municipal services are unique and in addition to the municipal services generally provided to Burbank as a whole.

(h) that no petition signed by at least 51% of the electors residing within the special service area and by at least 51% of the owners of record of the land included within the boundaries of the special service area was filed with the City Clerk within 60 days following the final adjournment of the public hearing objecting to the creation of the special service district, the enlargement thereof, the levy or imposition of a tax or the issuance of bonds for the provision of special services to the area.

**Section 3: City of Burbank Special Service Area No. 37 Established.** A special service area to be known and designated as "City of Burbank Special Service Area No. 37" is hereby established and shall consist of the territory described on Exhibit A.

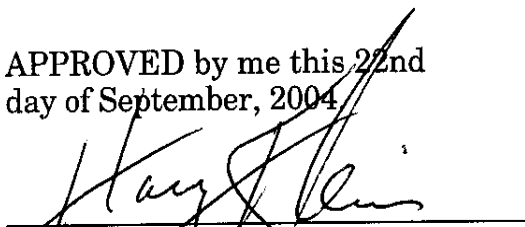
**Section 4: Purpose of Area.** City of Burbank Special Service Area No. 37 is established to provide special municipal services consisting of the Project. Annual taxes of unlimited rate may be levied for special services on property in the Special Service Area No. 37 for a maximum of 10 years. General obligation bonds in an amount not to exceed \$115,000 may be issued for the purpose of paying for the Project and incidental costs thereto.

**Section 5: Effective Date.** This ordinance shall be in full force and effect from and after its passage and approval as provided by law.

This ordinance was passed and deposited in the office of the City Clerk this 22nd day of September, 2004.

  
\_\_\_\_\_  
City Clerk

APPROVED by me this 22nd  
day of September, 2004.

  
\_\_\_\_\_  
Harry J. Klein, Mayor

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## Exhibit A

### SPECIAL SERVICE AREA NO. 37 LEGAL DESCRIPTION

Lots 1 through 4, Lots 224 through 229, and Lots 251 through 256, in Elmore's Parkside Gardens, a subdivision in the North 1/2 of the Northeast 1/4 of Section 32, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N. 19-32-207-001 through 010  
19-32-207-013 through 019

Property of Cook County Clerk's Office