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Doc#: 0626245002 Fee: \$34.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 09/19/2006 10:17 AM Pg: 1 of 6

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. 47-9-06 entitled:

AN ORDINANCE ESTABLISHING CITY OF BURBANK SPECIAL SERVICE AREA NO. 42

duly passed by not less than a majority of the City Council at its regular meeting held on September 13, 2006, 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 13th day of September, 2006.



Patricia E. Good
City Clerk

(CORPORATE)
(SEAL)

BOX 62

UNOFFICIAL COPY**ORDINANCE NO. 47-9-06****AN ORDINANCE ESTABLISHING CITY OF
BURBANK SPECIAL SERVICE AREA NO. 42**

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. 42 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. 25-5-06 at a public hearing held on June 28, 2006;
- (b) that said public hearing was held by the City Council pursuant to a notice duly published on June 9, 2006, in the *Daily Southtown*, 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, a copy of which is attached as Exhibit A, 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 \$190,000 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;

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- (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
- (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. 42 Established.
 A special service area to be known and designated as "City of Burbank Special Service Area No. 42" is hereby established and shall consist of the territory described on Exhibit B and depicted on Exhibit C.

Section 4: Purpose of Area. City of Burbank Special Service Area No. 42 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. 42 for a maximum of 10 years. General obligation bonds in an amount not to exceed \$180,000 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 13th day of September, 2006.

Patricia E. Roach
 PATRICIA E. ROACH, City Clerk

APPROVED by me this 13th
 day of September, 2006.

Harry J. Klein
 HARRY J. KLEIN, Mayor



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NOTICE OF PUBLIC HEARING CITY OF BURBANK SPECIAL SERVICE AREA NO. 42

Notice is hereby given that on Wednesday, June 28, 2006, at 7:30 p.m. in the Council Chambers of the City Hall, 6530 West 79th Street, Burbank, Illinois, a hearing will be held by the City Council to consider forming a special service area consisting of the following described territory:

Lots 1 through 40 in Block 6 in Frederick H. Bartlett's Greater 79th Street Subdivision in the South $\frac{1}{2}$ of Section 28, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N. 19-28-317-001 through 014
19-28-317-017 through 041

commonly described by street location as that area bounded by 77th Street on the north, 78th Street on the south, Luna Avenue on the west, and Linder Avenue on the east. The purpose of the formation of Burbank Special Service Area Number 42 in general is to pay for the construction of an alley with a storm sewer drainage system.

All interested persons affected will be given an opportunity to be heard and object to the formation of the special service area, the levy of taxes affecting said area, and the issuance of bonds.

A special tax will be considered at the public hearing to be levied for a period not to exceed 10 years at an unlimited rate, to be levied against the property included in the special service area. The issuance of bonds in an amount not to exceed \$190,000 payable over not more than 10 years at an interest rate not to exceed 6% will also be considered at the public hearing.

At the hearing, all persons affected will be given an opportunity to be heard. The hearing may be adjourned by the City Council without further notice to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment.

If a 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 is 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, no such district may be created or enlarged, or tax may be levied or imposed, or no such bonds may be issued.

EXHIBIT A

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SPECIAL SERVICE AREA NO. 42 LEGAL DESCRIPTION

Lots 1 through 40 in Block 6 in Frederick H. Bartlett's Greater 79th Street Subdivision in the South ½ of Section 28, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N. 19-28-317-001 through 014
19-28-317-017 through 041

Property of Cook County Clerk's Office

EXHIBIT B

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MAP OF SPECIAL SERVICE AREA NO. 42

77th ~~SF.~~⁶¹⁵ Ded 8/21/62 D.

66	122.68 40-001	20	122.40 1-021	66
	30 39-002		2-022	
	" 38-003		3-023	
	:" 37-004		4-024	
	:" 36-005		5-025	
	:" 35-006		6-026	
	:" 34-007		7-027	
	:" 33-008		8-028	
	:" 32-009		9-029	
	:" 31-010		10-030	
	:" 30-011		11-031	
	:" 29-012		12-032	
	:" 28-013		13-033	
	:" 27-014		14-034	
	:" 26-015		15-035	
	:" 25		16-036	
	:" 24-017		17-037	
	:" 23-018		18-038	
	30 22-019		19-039	
	33.4 21-020		20-040	
	122.75	20	122.75	

Property of County Clerk's Office
 LUNA AVE
 617
 WINDER AVE

78th ST.