

ORDINANCE NO. 85-32

AN ORDINANCE OF THE VILLAGE OF McCook PROVIDING
FOR A SALES TAX EXEMPTION IN THE ENTERPRISE ZONE

WHEREAS, the Village of McCook has entered into an intergovernmental agreement jointly with the Village of Hodgkins, to apply for an Enterprise Zone; and

WHEREAS, one of the incentives provided in said agreement, Chapter 120, Illinois Revised Statutes, Section 444k, is to allow a deduction of the Village's Municipal Retailers Occupation Tax (MROT) of 1% to those industries and businesses located in the Village portion of the Enterprise Zone which make sales of building materials to be incorporated into real estate, in said Enterprise Zone by remodeling, rehabilitation or new construction, which in turn shall allow businesses doing such work to have the advantages of such 1% deduction, thereby reducing the cost of construction.

NOW THEREFORE, be it ordained by the Mayor and Board of Trustees of the Village of McCook, as follows:

Section 1

Each retailer whose place of business is within the corporate limits of the Village of McCook and who makes a sale of building materials to be incorporated into real estate located in the Enterprise Zone by remodeling, rehabilitation or new construction, may deduct receipts from such sales when calculating the tax imposed pursuant to the "Municipal Retailers' Occupation Tax Act"; provided, however, that such remodeling, rehabilitation, or new construction is of the nature and scope for which a building permit is required and has been obtained. The incentive provided by this Section shall commence the first day of the calendar month

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Case No. 12-000000

EVANGELINE HUNTER, Plaintiff
vs.
MONTGOMERY BROS. CO., Defendant

On this 12th day of June, 1912, the Court held a hearing on the motion of the Defendant to dismiss the complaint filed by the Plaintiff.

The Court found that the complaint filed by the Plaintiff is sufficient to state a claim upon which relief can be granted. The Court therefore denied the motion of the Defendant to dismiss the complaint. The Court also found that the Plaintiff is entitled to a judgment in her favor for the amount of \$10,000.00 with interest thereon from the date of the filing of the complaint until payment in full. The Court also awarded the Plaintiff her costs and attorney's fees.

It is so ordered that the Plaintiff recover of the Defendant the sum of \$10,000.00 with interest thereon from the date of the filing of the complaint until payment in full.

WITNESSED my hand and the seal of the Court at Chicago, Illinois, this 12th day of June, 1912.

EVANGELINE HUNTER, Plaintiff
vs.
MONTGOMERY BROS. CO., Defendant

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following the month in which the Enterprise Zone is designated and certified, and shall continue for the term of the Enterprise Zone.

Section 2

The tax exemption provided for shall be the Enterprise Zone in the Village of McCook which is hereby described as all of the Village of McCook.

Section 3

The Designated Zone Administrator (DZA) shall upon certification as an Enterprise Zone, send a copy of this ordinance to all businesses located in the Zone, first establishing the point of sale, making sales of building materials to be incorporated into real estate located in the Enterprise Zone by remodeling, rehabilitation or new construction, and also to all businesses located or to be located in said Zone that will take advantage of such sales tax deduction.

Section 4

In the event the McCook-Hodgkins Enterprise Zone shall not be certified as such by the year ending 1986, this ordinance shall be automatically repealed by December 31, 1986.

Section 5

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

Section 6

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict

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and the receipt of such amount shall be a full and complete discharge of the
debtor's obligation to pay the same and the creditor shall not be permitted to
bring any action against the debtor for the same.

It is the intention of the parties hereto that the above recited sum shall be
applied to the payment of the debt hereinbefore mentioned and the creditor
shall not be permitted to bring any action against the debtor for the same.

Witness my hand and seal of office this _____ day of _____ 19____.

I, _____, County Clerk of Cook County, Illinois, do hereby certify that the
above recited sum has been paid to the creditor and that the same has been
applied to the payment of the debt hereinbefore mentioned and that the
creditor has not been permitted to bring any action against the debtor for the
same.

Witness my hand and seal of office this _____ day of _____ 19____.

I, _____, County Clerk of Cook County, Illinois, do hereby certify that the
above recited sum has been paid to the creditor and that the same has been
applied to the payment of the debt hereinbefore mentioned and that the
creditor has not been permitted to bring any action against the debtor for the
same.

Witness my hand and seal of office this _____ day of _____ 19____.

I, _____, County Clerk of Cook County, Illinois, do hereby certify that the
above recited sum has been paid to the creditor and that the same has been
applied to the payment of the debt hereinbefore mentioned and that the
creditor has not been permitted to bring any action against the debtor for the
same.

Witness my hand and seal of office this _____ day of _____ 19____.

I, _____, County Clerk of Cook County, Illinois, do hereby certify that the
above recited sum has been paid to the creditor and that the same has been
applied to the payment of the debt hereinbefore mentioned and that the
creditor has not been permitted to bring any action against the debtor for the
same.

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herewith.

Section 7

This ordinance shall be immediately in full force and effect after passage and approval.

This ordinance was passed and deposited in the office of the Village Clerk of the Village of McCook this 16th day of December, 1985.

CHARLES SOBUS

Clerk

APPROVED by me this 16th day
of December, 1985.

EMIL T. SERGO

Mayor

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March 22

The undersigned hereby certifies that the within and foregoing is a true and correct copy of the original as the same appears on file in the office of the undersigned.

Witness my hand and the seal of the County of Cook, Illinois, this 22nd day of March, 1904.

CLERK OF THE COURT

Wm. J. ...

CHIEF CLERK
1904

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ATTACHMENT #14

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, DO HEREBY CERTIFY that I am the duly qualified and acting Clerk of the Village of McCook, a municipal corporation, Cook County, Illinois, and, as such, I am the keeper of the records and files and am custodian of the seal of said municipality.

I DO FURTHER CERTIFY as follows:

1. That the foregoing or attached is a complete, true, and correct copy of Ordinance No. 85-32 entitled:

An Ordinance of the Village of McCook Providing for a Sales Tax Exemption in the Enterprise Zone

2. That it was duly adopted by the governing body of said municipality at its regular meeting held on December 16, 1985.

3. That there were present at said meeting the Mayor and 6 Trustees, and that the vote on said adoption was:

AYE: 6 NAY: 0

4. That said ordinance was approved by the Mayor on December 16, 1985, and published on -----19---

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the corporate seal of said municipal corporation this 16th day of December, 1985.

Charles Salina
Clerk

(CORPORATE)
(SEAL)

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COOK COUNTY RECORDER

MAIL

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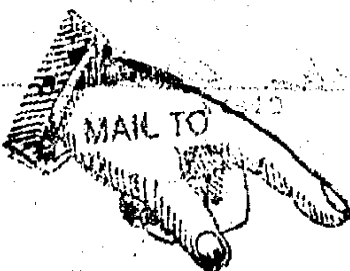
PROPERTY OF STATE
NO. 20 100000

THIS IS TO CERTIFY THAT THE ABOVE NAMED PROPERTY IS THE PROPERTY OF THE STATE OF ILLINOIS AND IS SUBJECT TO THE TAXES AND DUTIES THEREON AS PROVIDED BY LAW.

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Dept of Commerce + Community Affairs
620 East Adams, attn Ed Talt
Springfield, Ill.
69701

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