

ORDINANCE NO. _____

**AN ORDINANCE RELATING TO THE CREATION OF THE KNOXVILLE JUNCTION
SPECIAL SERVICE AREA, CONDUCT AND ADJOURNMENT OF THE PUBLIC
HEARING, AND PROVIDING FOR A PERIOD OF OBJECTION**

WHEREAS, the City of Peoria, Illinois is a home rule unit exercising power and authority pursuant to Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, the City of Peoria desires to establish, by virtue of its home rule powers and the Illinois Special Service Area Tax Law (35 ILCS 200/27-5 et seq.) a Special Service Area within the City of Peoria to be known as the KNOXVILLE JUNCTION SPECIAL SERVICE AREA;

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

Section 1. AUTHORITY TO ESTABLISH A SPECIAL SERVICE AREA

The authority to establish and finance a Special Service Area is provided in Section 6 (1) of Article VII of the Illinois Constitution of 1970 which provides, in pertinent part:

The General Assembly may not deny or limit the power of home rule units ... (2) to levy or impose additional taxes upon areas within their boundaries in the manner provided by law for the provision of Special Services to those areas and for the payment of debt incurred in order to provide those Special Services.

and by the Special Service Area Tax Law (35 ILCS 200/27-5 et seq.).

Section 2. FINDINGS

The City Council of the City of Peoria, Illinois finds:

- (a) The City of Peoria has previously adopted Ordinance number 17,191 on February 24, 2015 titled: "An Ordinance Proposing the Creation of a Knoxville Junction Property Tax Special Service Area in the City of Peoria, Illinois, and providing for a Public Hearing and other procedures in connection therewith."
- (b) Pursuant to Ordinance number 17,191, the City of Peoria gave Notice of the Public Hearing in accordance with the Special Service Area Tax Law which included a notice by publication published in the Peoria Journal Star, a newspaper published within the City of Peoria, on March 7, 2015 and mailed notices by 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

Special Service Area on March 10, 2015 as will appear from the Certificate of Publication and Certificate of Mailing attached hereto as Exhibit A.

- (c) A Public Hearing on the matters set forth in the Notice of Public Hearing attached as Exhibit A was held by the City of Peoria at the time and place set forth in such Notices in accordance with applicable law.
- (d) All interested persons, including all persons owning taxable property located within the proposed Special Service Area as described in the Notices attached as Exhibit A were given an opportunity to appear at the Public Hearing and file with the municipal clerk written objections to and to be heard orally in respect to any issues embodied in the Notice.
- (e) The Public Hearing was concluded and finally adjourned on March 24, 2015.
- (f) In accordance with the Special Service Area Law (35 ILCS 200/27-55) objections may be filed within sixty (60) days following the final adjournment of the Public Hearing which occurred on March 24, 2015.

Section 3. PERIOD OF OBJECTION AND FINAL ACTION

- (a) Within sixty (60) days following the final adjournment of the Public Hearing which occurred on March 24, 2015, objections may be filed with the City Clerk of the City of Peoria, Illinois in accordance with (35 ILCS 200/27-55) objecting to the creation of the Special Service District, levy of taxes and other matters as set forth in the Special Service Area Law. Because the sixty (60) days following final adjournment of the Public Hearing occurs on Saturday, May 23, 2015, any such objections must be filed no later than May 25, 2015.
- (b) Following the expiration of the sixty (60) day period of objection as stated above, the City Council shall consider the adoption of a final ordinance creating the Special Service Area, providing for the levy of special taxes, authorization of indebtedness to pay for the Special Services and such other matters as are related to the Special Service Area and its administration.

Section 4. EFFECTIVE DATE

This Ordinance shall be in full force and effect immediately upon its passage.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this _____ day of _____, 2015.

ORDINANCE NO. _____

Approved:

Mayor

Attest:

City Clerk

Examined and Approved:

Corporation Counsel