

ORDINANCE NO. 17,093

**AN ORDINANCE PROPOSING THE IMPOSITION OF AN ADDITIONAL
SALES TAX WITHIN THE EXISTING WESTLAKE SPECIAL SERVICE AREA
AND PROVIDING FOR A PUBLIC HEARING AND
OTHER PROCEDURES IN CONNECTION THEREWITH**

WHEREAS, The City of Peoria is 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 adopted an Ordinance (No. 16580) establishing a Special Service Area within the City of Peoria known as the Westlake SSA;

WHEREAS, the City of Peoria has received a request from an owner of land within the Westlake SSA asking that an additional sales tax be imposed within the boundaries of the Westlake SSA:

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) That the consideration, by public hearing, of the imposition of an additional sales tax in the area known as the Westlake SSA, for the services and purposes herein set forth, is in the public interest.
- (b) That the services for which provisions are made are in addition to those governmental services generally provided by the City of Peoria throughout said municipality.
- (c) That the imposition of an additional sales tax within the Westlake SSA will provide services to businesses within the boundaries of the Westlake SSA over and above those typically provided pertaining to government affairs of the City of Peoria, such services to include:
 - 1. The renovation of the parking lot areas within the Westlake SSA.

- 2. Additions or enhancements to, and/or maintenance of improvements within the Westlake SSA, or along, to, or within the public rights of way known as West Lake Street and Rockwood Road.
- (d) That it is in the best interests of the property owners within the Westlake SSA that an additional sales tax be imposed against the properties in said Special Service Area for the provision of special services within said Special Service Area;

Section 3. PUBLIC HEARING – TAX RATE

A public hearing is hereby scheduled for the 24th day of June, 2014 at 6:15 p.m., or as soon thereafter as the matter may be heard, in the City Council Chambers, Room 400, City Hall, Peoria, Illinois, to consider:

- (a) The imposition of an additional sales tax upon properties within the existing Westlake SSA, proceeds of which will be used to fund the renovation of the parking lot areas within the SSA, and for additions or enhancements to, and/or maintenance of improvements within the Westlake SSA, or along, to, or within the public rights of way known as West Lake Street and Rockwood Road.

Section 4. NOTICE OF PUBLIC HEARING

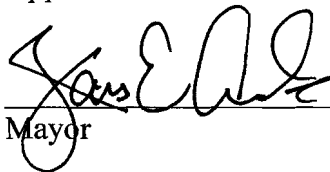
Notice of the Public Hearing shall be published in the Peoria Journal Star not less than 15 nor more than 30 days prior to the date of hearing, in accordance with the requirements of 35 ILCS 200/27-25, 200/27-30, and 200/27-45.

Section 5. 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 22 day of April, 2014.

Approved:



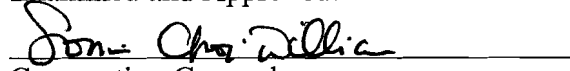
Mayor

Attest:



City Clerk

Examined and Approved:



Corporation Counsel

EXHIBIT A – LEGAL DESCRIPTION

A PART OF THE NORTHWEST QUARTER OF SECTION 30, AND A PART OF THE SOUTHWEST QUARTER OF SECTION 19, ALL IN T.9N., R.8E., OF THE 4TH P.M., PEORIA COUNTY, ILLINOIS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 30; THENCE N89°49'W ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 30, A DISTANCE OF 323.40 FEET TO A POINT ON THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD AND THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED; THENCE S0°10'27"W ALONG THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD, A DISTANCE OF 27.94 FEET; THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD ON A CURVE TO THE LEFT HAVING A RADIUS OF 120 FEET FOR AN ARC DISTANCE OF 48.14 FEET; THENCE N88°50'29"W, A DISTANCE OF 115.45 FEET; THENCE S1°09'31"W, A DISTANCE OF 108.55 FEET; THENCE S88°50'29"E, A DISTANCE OF 163.71 FEET TO A POINT ON THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD; THENCE S22°48'43"E ALONG THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD, A DISTANCE OF 13.84 FEET TO THE INTERSECTION OF THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD AND THE NORTHWESTERLY R.O.W. LINE OF WEST LAKE STREET; THENCE IN A SOUTHWESTERLY DIRECTION ALONG THE NORTHWESTERLY R.O.W. LINE OF WEST LAKE STREET ON A CURVE TO THE LEFT HAVING A RADIUS OF 340 FEET FOR AN ARC DISTANCE OF 167.79 FEET; THENCE S28°42'48"W ALONG THE NORTHWESTERLY R.O.W. LINE OF WEST LAKE STREET, A DISTANCE OF 22.18 FEET; THENCE IN A SOUTHWESTERLY DIRECTION ALONG THE NORTHWESTERLY R.O.W. LINE OF WEST LAKE STREET ON A CURVE TO THE RIGHT HAVING A RADIUS OF 260 FEET FOR AN ARC DISTANCE OF 319.92 FEET; THENCE N80°47'11"W ALONG THE NORTHERLY R.O.W. LINE OF WEST LAKE STREET, A DISTANCE OF 349.56 FEET; THENCE N0°39'31"E, A DISTANCE OF 416.47 FEET TO A POINT ON THE SOUTH LINE OF THE SW 1/4 OF SAID SECTION 19; THENCE N0°49'57"E, A DISTANCE OF 629.34 FEET; THENCE S89°40'42"E, A DISTANCE OF 528.76 FEET TO A POINT ON THE SOUTHWESTERLY R.O.W. LINE OF ROCKWOOD ROAD; THENCE S41°20'23"E ALONG THE SOUTHWESTERLY R.O.W. LINE OF ROCKWOOD ROAD, A DISTANCE OF 94.63 FEET; THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE SOUTHWESTERLY R.O.W. LINE OF ROCKWOOD ROAD ON A CURVE TO THE RIGHT HAVING A RADIUS OF 295 FEET FOR AN ARC DISTANCE OF 213.74 FEET;

THENCE S0°10'27"W ALONG THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD, A DISTANCE OF 361.88 FEET TO THE POINT OF BEGINNING; SITUATE, LYING AND BEING IN THE COUNTY OF PEORIA, IN THE STATE OF ILLINOIS.

ALSO:

A PART OF THE NW 1/4 OF SECTION 30, T.9N., R.8E., OF THE 4TH P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW 1/4 OF SAID SECTION 30, AND RUNNING THENCE N89°49'00"W, ALONG THE NORTH LINE OF THE NW 1/4 OF SAID SECTION 30, A DISTANCE OF 425.48 FEET; THENCE S1°09'31"W, A DISTANCE OF 78.50 FEET TO THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED; THENCE CONTINUING S1°09'31"W, A DISTANCE OF 108.55 FEET; THENCE S88°50'29"E, A DISTANCE OF 163.71 FEET TO A POINT ON THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD; THENCE N22°48'43"W, ALONG THE WESTERLY R.O.W. LINE OF ROCKWOOD ROAD, A DISTANCE OF 118.79 FEET; THENCE N88°50'29"W, A DISTANCE OF 115.45 FEET TO THE POINT OF BEGINNING; SITUATE, LYING AND BEING IN THE COUNTY OF PEORIA AND STATE OF ILLINOIS.

PIN#14-30-126-005 (FORMERLY 14-30-126-004 and 14-30-126-003);
PROPERTY ADDRESS: 2601 W. LAKE STREET, PEORIA, ILLINOIS
61615;