

VILLAGE OF ANTIOCH

19-02-02

***AN ORDINANCE CALLING FOR A PUBLIC HEARING TO CONSIDER THE
ADOPTION OF THE ANTIOCH BUSINESS DISTRICT PLAN AND THE
DESIGNATION OF THE ANTIOCH BUSINESS DISTRICT IN THE VILLAGE OF
ANTIOCH, LAKE COUNTY, ILLINOIS***

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF ANTIOCH, ILLINOIS

ON

FEBRUARY 11, 2019

**Published in pamphlet form by authority of the Village Board
of the Village of Antioch, Lake County, Illinois,
this 13th day of February, 2019.**

LAWRENCE M. HANSON

President

MARY C. DOMINIAK

Trustee

LORI K. ROMINE

Clerk

JERRY T. JOHNSON

Trustee

ROBERT J. LONG

Attorney

JAY JOZWIAK

Trustee

ED MACEK

Trustee

SCOTT A. PIERCE

Trustee

TED P. POULOS

Trustee

EXTRACT OF MINUTES of a regular public meeting of the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, held at the Village Hall, located at 874 Main Street, Antioch, Illinois 60002, in said Village, at 7:00 p.m., on the 11th day of February, 2019.

The President called the meeting to order and directed the Village Clerk to call the roll.

Upon roll call, the following Trustees answered present: Jozwiak, Poulos, Dominiak, Johnson and Macek.

The following Trustees were absent: Pierce.

The President then gave a public recital of the nature and purpose of the ordinance, which included a reading of the title aloud and an explanation that the ordinance would call for a public hearing to consider the adoption of the Antioch Business District Plan and the designation of the Antioch Business District of the Village of Antioch, Lake County, Illinois.

The ordinance in its entirety reads as follows:

ORDINANCE NO. 19-02-02

AN ORDINANCE calling for a public hearing to consider the adoption of the Antioch Business District Plan and the designation of the Antioch Business District in the Village of Antioch, Lake County, Illinois.

* * * *

WHEREAS, the Village of Antioch, Lake County, Illinois (the “**Village**”) is considering adopting the Antioch Business District Plan (the “**Plan**”) for the development and redevelopment of the Antioch Business District (the “**Business District**”), pursuant to the Business District Development and Redevelopment Law, 65 ILCS 5/11-74.3-1, et seq., as amended (the “**Law**”); and

WHEREAS, pursuant to Section 11-74.3-2(a) of the Law, the Village must fix a time and place for a public hearing prior to the adoption of an ordinance to approve a business district plan and designate a business district; and

WHEREAS, pursuant to Section 11-74.3-2(b) of the Law, the Village must give certain notices prior to this public hearing; and

WHEREAS, it is the desire of the Village to conduct a public hearing as described above and hereby proposes the approval of the Plan and the designation of the Business District:

NOW THEREFORE, **Be It Ordained** by the President and Board of Trustees of the Village of Antioch, Lake County, Illinois, as follows:

Section 1. The statements set forth in the preambles to this Ordinance are found to be true and correct and are adopted as part of this Ordinance.

Section 2. The President and Board of Trustees hereby fixes the date and time of the public hearing to be Wednesday, February 27, 2019, at the hour of 7:00 p.m. in the Board Room at the Antioch Village Hall, 874 Main Street, Antioch, Illinois 60002, for the purposes of

hearing from any interested persons regarding the Plan for the Business District legally described in Exhibit A, attached to and made part of this Ordinance. The public hearing shall be conducted in accordance with the Law. A copy of the Plan in the form of Exhibit B hereof shall be on file in the office of the Village Clerk and shall be available for public inspection during regular business hours.

Section 3. Notice of the public hearing described in Section 2 above, shall be given twice in a timely manner by publication as required by the Law. The public hearing notice shall be substantially in the form attached and incorporated to this Ordinance as Exhibit C, Notice by Publication. The Village Clerk and Miller, Canfield, Paddock and Stone, P.L.C., Chicago, Illinois are authorized and directed to take all actions necessary to provide proper notice in accordance with the Law and any and all other notices necessary to achieve compliance with the Law.

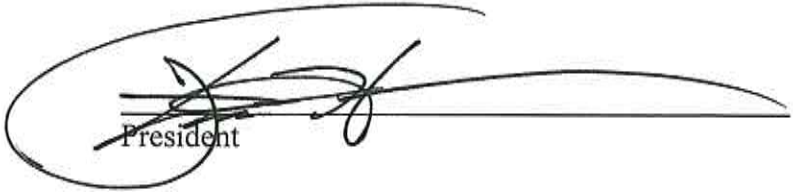
Section 4. At the public hearing described in section 2 above, any interested person may file with the Village Clerk written comments and/or objections to, and may be heard orally with respect to, any issues embodied in the notice.

Section 5. All ordinances and resolutions or parts of ordinances and resolutions in conflict with the provisions of this Ordinance shall be and the same are hereby repealed.

Section 6. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED by the Corporate Authorities on February 11, 2019.

APPROVED: February 11, 2019.


President

AYES: 5: Jozwiak, Poulos, Dominiak, Johnson and Macek.

NAYS: 0.

ABSENT: 1: Pierce.

RECORDED in the Village Records on February 13, 2019.

Attest:


Village Clerk



(SEAL)

Exhibit A: General and Legal Description of the Antioch Business District

Exhibit B: Copy of the Antioch Business District Plan

Exhibit C: Notice by Publication

Trustee Dominiak moved and Trustee Jozwiak seconded the motion that said ordinance as presented by the Village Clerk be adopted.

After a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, the President directed that the roll be called for a vote upon the motion to adopt the ordinance as read.

Upon the roll being called, the following Trustees voted

AYES: 5: Jozwiak, Poulos, Dominiak, Johnson and Macek.

NAYS: 0.

ABSENT: 1: Pierce.

Whereupon the President declared the motion carried and the ordinance adopted, and henceforth did approve and sign the same in open meeting and did direct the Village Clerk to record the same in full in the records of the Corporate Authorities of the Village.

Other business not pertinent to the adoption of said ordinance was duly transacted at said meeting.

Upon motion duly made and seconded, the meeting was adjourned.



Village Clerk



EXHIBIT A

GENERAL AND LEGAL DESCRIPTION OF THE ANTIOCH BUSINESS DISTRICT

*Exhibit A to the
Ordinance Calling for a Public Hearing to Consider the Adoption of the
Antioch Business District*

The Antioch Business District boundary has been carefully drawn to include only those contiguous parcels of real property and improvements substantially benefited by the proposed business district development and redevelopment activities to be undertaken by the Village as part of its Business District Plan.

General Description

The Business District is generally bounded along Illinois Route 173, mainly between Brown Avenue on the west and Deep Lake Road on the east.

Legal Description

The legal description of the Antioch Business District is as follows.

[Insert to be Attached]

EXHIBIT B

ANTIOCH BUSINESS DISTRICT PLAN

EXHIBIT C

NOTICE BY PUBLICATION

LEGAL NOTICE OF A PUBLIC HEARING TO CONSIDER THE APPROVAL AND DESIGNATION OF THE ANTIOCH BUSINESS DISTRICT

PLEASE TAKE NOTICE that, pursuant to the Business District Development and Redevelopment Law of the State of Illinois, 65 ILCS § 5/11-74.3-1 *et seq.* (the “**Law**”) and particularly § 5/11-74.3-2, the Village of Antioch, Lake County, Illinois (the “**Village**”) will conduct a public hearing regarding the possible adoption of the Antioch Business District Plan (the “**Plan**”), designation of the Antioch Business District (the “**Business District**”), being the approval of a business district plan and designation of a business district. The Plan is on file with the Village contact person listed below.

The public hearing will be held on Wednesday, February 27, 2019, at 7:00 p.m. in the Board Room of the Antioch Village Hall, 874 Main Street, Antioch, Illinois 60002.

All persons are hereby invited to attend the public hearing to express comments concerning the Plan and the Business District. At the public hearing any interested person may file with the Village Clerk written comments and/or objections to, and may be heard orally with respect to, any issues embodied in this notice. The Village shall give all interested persons an opportunity to be heard and shall hear all protests and objections at the hearing and the hearing may be adjourned to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing. The corporate authorities of the Village may establish reasonable rules regarding the length of time provided to members of the general public.

Comments may be submitted prior to the public hearing with the following Village contact person: Michael S. Garrigan, Community Development Director, Village of Antioch, 874 Main Street, Antioch, Illinois 60002. Phone: (847) 395-1000 (extension 311).

The Plan proposes to allow the Village the ability to encourage the development and redevelopment of properties within the Business District, and specifically to address four major needs, being (i) rehabilitation of existing buildings, (ii) infrastructure and capital improvements, (iii) resources for new commercial development, and (iv) site preparation. The components of the Plan are described as follows: (i) to support improvements to public and private property, including improvements to existing structures within the Business District, (ii) to facilitate and encourage development of under-utilized properties within the Business District, and (iii) foster the construction, improvement, replacement and/or repair of public infrastructure, including, but not limited to, utility lines, trails and streetscaping.

The maximum rate of any tax to be imposed pursuant to Section 11-74.3-3 of the Law, being a retailers’ occupation tax and a service occupation tax, in the Business District is 1%. The Village anticipates the initial rate being 1.00%.

The Village owns no land or rights in land in the proposed Business District, other than public rights of way, and it does not propose to convey, lease, mortgage or otherwise dispose of its land or rights in land located in the Business District. Obligations secured by the business district tax allocation fund may be issued to provide for the payment or reimbursement of business district project costs.

The Business District is generally bounded along Illinois Route 173, mainly between Brown Avenue on the west and Deep Lake Road on the east.

The legal description of the Business District is as follows.

[Insert to be Attached]

Dated February [], 2019

S/ Lori K. Romine
Village Clerk
Village of Antioch
Lake County, Illinois

[To be published at least twice, the first publication to be not more than 30 nor less than 10 days prior to the hearing, in a newspaper of general circulation in the Village.]

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

CERTIFICATION OF ORDINANCE AND MINUTES

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Antioch, Lake County, Illinois (the “**Village**”), and as such officer I am the keeper of the books, records, files, and journal of proceedings of the Village and of the President and Board of Trustees (the “**Corporate Authorities**”) thereof.

I do further certify that the foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Corporate Authorities held on the 11th day of February, 2019, insofar as same relates to the adoption of an ordinance entitled:

AN ORDINANCE calling for a public hearing to consider the adoption of the Antioch Business District Plan and the designation of the Antioch Business District in the Village of Antioch, Lake County, Illinois

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of said ordinance were taken openly; that the vote on the adoption of said ordinance was taken openly; that said meeting was held at a specified time and place convenient to the public; that notice of said meeting was duly given to all of the news media requesting such notice of said meeting was duly given to all of the news media requesting such notice; that an agenda for said meeting was posted at the principal office of the Corporate Authorities at least forty-eight (48) hours in advance of the holding of such meeting; that said meeting was called and held in strict accordance with the provisions of the Open Meetings Act of the State of Illinois, as amended; and

that the Corporate Authorities have complied with all of the applicable provisions of said Act and their procedural rules in the adoption of said ordinance.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of the Village, this 13th day of February, 2019.





Village Clerk