

VILLAGE OF CAMPTON HILLS

AN ORDINANCE PROPOSING THE ESTABLISHMENT OF SPECIAL SERVICE AREA NO. 1 OF VILLAGE OF CAMPTON HILLS, ILLINOIS AND THE LEVY OF TAXES FOR THE PURPOSE OF PAYING THE COST OF PROVIDING SPECIAL SERVICES IN AND FOR SUCH AREA (Portions of Evening Prairie Subdivision, Verhaeghe Subdivision and Adjacent Areas – Stormwater Management and Drainage Facilities)

WHEREAS, pursuant to the provisions of the 1970 Constitution of the State of Illinois , the Village of Campton Hills, Kane County, Illinois (the "Village"), is authorized to create special service areas in and for the Village and

WHEREAS, special service areas are established by non-home rule units pursuant to Section 7(6) of Article VII of the Constitution, which provides that Municipalities which are not home rule units shall have powers 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 are established "in the manner provided by law" pursuant to the provisions of the "Special Service Area Tax Law" (35 ILCS 200/27-5 et seq.) as amended; and

WHEREAS, it is in the public interest that the establishment of the area described in Exhibit A attached hereto and made a part hereof as the special service area for the purposes set forth herein and to be designated as the Special Service Area No. 1 of the Village of Campton Hills (the "Area") be considered; and

WHEREAS, in lieu of an ad valorem property tax, the Special Service Area Taxes shall be extended against al property within the Area in the manner set forth in Exhibit B attached hereto and a part hereof, which extension provides a rational relationship between the amount of the tax levied against each lot, block, tract and parcel of land in the Area and the special service benefit to be rendered; and

WHEREAS, the Area is compact and contiguous, and lies totally within the corporate limits of the Village; and

WHEREAS, the Area will benefit specially from the municipal services to be provided by the Village (the "Services") in cooperation with the County of Kane, and the Services are unique and in addition to the services provided to the Village as a whole, and it is, therefore, in the best interests of the Village that the establishment of the Area be considered; and

WHEREAS, the revenue from such tax shall be used solely and only for Services for which the Village is authorized under the provisions of the Illinois Municipal Code, as

amended, to levy taxes or special assessments or to appropriate the funds of the Village, all of the Services to be for or directly related thereto; and in and for the necessary construction and maintenance; and

WHEREAS, said tax shall be levied upon all taxable property within the Area for a period of ten (10) consecutive years beginning for the year 2008 and shall be in addition to all other taxes permitted by law; and

WHEREAS, a public hearing shall be held at the Village of Campton Hills Meeting Place located at Campton Township Community Center, 5N082 Old LaFox Road, Campton Hills, Illinois on the 3rd day of June 2008 at 8:00 PM in the (the "Hearing"), to consider the establishment of the Area for the purpose of providing the Services and the levy of a tax as provided in Exhibit B hereto and for the purpose of paying the cost thereof, all as described in the Notice of Public Hearing set forth in Section 2 hereof (the "Notice"); and

WHEREAS, the Notice shall be given by publication and mailing, Notice by publication shall be given by publication on a date, such date being not less than 15 days prior to the Hearing, in a newspaper of general circulation within the Village there being no newspaper published therein. Notice by mailing shall be given by depositing the Notice in the United States 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 Area. The Notice shall be mailed not less than 10 days prior to the time set for the Hearing. In the event taxes for the last preceding year were not paid, the Notice shall be sent to the person last listed on the tax rolls prior to that year as the owner of said property.

NOW, THEREFORE, Be it Ordained by the President and the Board of Trustees of the Village of Campton Hills, Kane County, Illinois, as follows:

Section 1. Incorporation of Preambles

The preambles of this ordinance are found to be true and accurate and are hereby incorporated into this text as if set out herein in full.

Section 2. Notice

The President and Board of Trustees determine that the Notice is in the proper statutory form as set forth as follows and direct the publication of and giving of such Notice pursuant to law:

**NOTICE OF PUBLIC HEARING
VILLAGE OF CAMPTON HILLS, KANE COUNTY, ILLINOIS
SPECIAL SERVICE AREA NO. 1**

NOTICE IS HEREBY GIVEN that on June 3, 2008 at 8:00 PM at the Village of Campton Hills Meeting Place located at Campton Township Community Center, 5N082 Old LaFox Road, Campton Hills, Illinois, a public hearing (the Hearing) will be held by the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois (the Village), to consider the establishment of the Special Service Area No. 1, (the Area), of the Village, consisting of the following described territory:

SEE ATTACHED EXHIBIT A

Said territory consists of approximately 87.1 acres commonly referred to as portions of Evening Prairie Subdivision, portions of Verhaeghe Subdivision, and adjacent areas. An accurate map of said territory is on file in the office of the Deputy Village Clerk and is available for public inspection. The purpose of the establishment of the Area is to provide the following special services (the "Services") to the Area: the operation, present and future maintenance, repair, rehabilitation, replacement and reconstruction of storm water pipes and facilities, drainage ways, ditches, swales, storm sewers or other stormwater facilities; costs of design, engineering and other consulting services, surveying and permits, acquisition of easements, public liability insurance, and all administrative, legal and other costs or expenses incurred in connection therewith and with the administration of the Area, including the repayment of any loan or debt incurred for the provision of any of such Services, all of the Services to be in and for the Area. All of the Services are to be on property now owned or to be acquired by the Village, or on property in which the Village has or will obtain an interest sufficient for the provision of the Services. The levy of a direct annual tax upon all taxable property within the Area, as set forth in Exhibits to this Notice, for the purpose of paying the cost of the Services, will also be considered at the Hearing. The tax shall be levied upon all taxable property within the Area for a period of ten (10) years beginning for the year 2008 and shall be in addition to all other taxes permitted by law.

All interested persons affected by the establishment of the Area or tax levy, including all owners of real estate located within the Area, will be given an opportunity to be heard at the Hearing regarding the establishment of the Area and the tax levy and an opportunity to file objections to the establishment of the Area or the tax levy. At the Hearing, any interested persons affected by the Area may file with the Village Clerk written objections to and may be heard orally in respect to any issues embodied in this notice. The President and Board of Trustees shall hear and determine 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 its adjournment. If a petition signed by at least 51% of the electors residing within the Area and by at least 51% of the owners of record of the land included within the boundaries of the Area is filed with the Village Clerk within 60 days following the final adjournment of the Hearing objecting to the creation of the Area or the levy or

imposition of a tax for the provision of the Services to the Area, no such Special Service Area may be created or no tax may be levied or imposed.

By order of the President and Board of Trustees of the Village of Campton Hills, Kane County, Illinois.

DATED this 6th day of May, 2008.

/s/
Village Clerk, Village of
Campton Hills, Kane County, Illinois

Section 3. Miscellaneous

The Village agrees to produce or file such forms, statements, proceedings and supporting documents as may be required and in a timely manner in order to establish the Area and levy the taxes and, if deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Village in these endeavors.

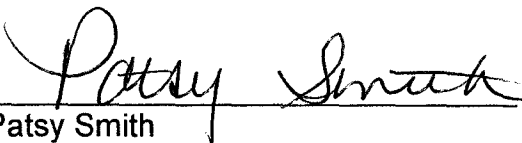
Section 4. Repealer; Effective Date

All ordinances, orders and resolutions and parts thereof in conflict herewith be and the same are hereby repealed, and this ordinance be in full force and effect forthwith upon its passage, approval and publication as provided by law.

Passed this 6th day of May 2008 by roll call vote as follows:

	AYES	NAYS	ABSENT	ABSTAIN
Trustee Bernard Bertsche	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Charles Cappell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Jim Kopec	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Albert Lenkaitis, Jr.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Mike Millette	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Roy Pollack	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Patsy Smith	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPROVED THIS 6th day of May 2008.


Patsy Smith
Village President

ATTESTED AND FILED this
6th day of May 2008.

Rebecca Lambe

Rebecca Lambe
Village Clerk

**Exhibit A to Village of Campton Hills Ordinance
Proposing Establishment of Special Service Area Number One**

May 5, 2008
Project No. 390.011

Drainage District

Lot 1, 2, 3, 4, 5, 6 and 7, Verhaeghe Second Addition, Campton Township, Kane County, Illinois, and also; Lot 8 and 9, Verhaeghe Third Addition, Campton Township, Kane County, Illinois, and also; Lot 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16, Evening Prairie Subdivision, Unit No. 1, Campton Township, Kane County, Illinois, and also; Lot 17, 18, 19, 20, 21, 22, and 23, Evening Prairie Subdivision, Unit No. 2, Campton Township, Kane County, Illinois, and also; Lot 1, 2, 3, 4, 5 and 6, Evening Prairie Subdivision, Unit No. 3, Campton Township, Kane County, Illinois, and also that part of the Southeast Quarter of Section 4, Township 40 North, Range 7 East of the Third Principal Meridian bounded and described as lying southerly of the southerly line of Evening Prairie Subdivision, Unit No. 3, Campton Township, Kane County, Illinois and westerly of the westerly line of Evening Prairie Subdivision, Unit No. 1, Campton Township, Kane County, Illinois and northerly of the northerly line of Silver Glenn Road in Campton Township, Kane County, Illinois, and also that part of the East Half of the Southeast Quarter of Section 4, Township 40 North, Range 7 East of the Third Principal Meridian bounded and described as lying southwesterly of the southwesterly line of Burlington Road and northerly of the northerly line of Silver Glenn Road and easterly of the easterly line of Verhaeghe Second Addition all in Campton Township, Kane County, Illinois, and also that part of the Southeast Quarter of Section 4, Township 40 North, Range 7 East of the Third Principal Meridian described as follows: Beginning at the intersection of the northeasterly line of Burlington Road and the West line of said Quarter; thence northerly along said West line 810.65 feet to the northwest corner of said Quarter; thence easterly along the North line of said Quarter 1094.80 feet to a line parallel with and 370.0 feet (as measured along said North line) westerly of the center line of Dittman Road; thence southerly along said parallel line 242.0 feet more or less to the northwest corner of a tract of land conveyed to Linda K. Schramm by Document 2000K000353; thence easterly along a northerly line of said tract 75.64 feet to an angle point therein; thence northeasterly along a northwesterly line of said tract 65.01 feet to an angle point therein; thence easterly along a northerly line of said tract 217.0 feet to the westerly line of Dittman Road; thence southerly along said westerly line 1549.22 feet to the northeasterly line of said Silver Glen Road; thence northwesterly along said northeasterly line 1664.44 feet to the point of beginning in Campton Township, Kane County, Illinois.

**Exhibit B to Village of Campton Hills Ordinance
Proposing Establishment of Special Service Area Number One**

PIN	SSA AMOUNT
08-04-401-012	\$72.16
08-04-451-026	\$19.24
08-04-451-028	\$16,170.07
08-04-451-009	\$2,955.57
08-04-451-019	3,511.64
08-04-451-027	\$3,662.16
08-04-451-025	\$4,452.47
08-04-451-024	3,770.84
08-04-451-023	3,524.40
08-04-451-022	4,768.16
08-04-451-011	3,190.07
08-04-451-012	\$2,828.94
08-04-451-010	3,590.69
08-04-452-007	\$329.94
08-04-452-002	322.25
08-04-452-008	428.67
08-04-452-009	389.06
08-04-476-001	187.22
08-04-476-002	185.37
08-04-476-003	184.51
08-04-476-004	183.62
08-04-476-005	253.34
08-04-476-006	184.3
08-04-451-016	317.63
08-04-401-011	1,679.84
08-04-401-007	1,359.10
08-04-451-002	3,207.32
08-04-476-016	410.99
08-04-476-017	3,210.05
08-04-451-015	343.08
08-04-451-014	363.91
08-04-451-013	307.00
08-04-452-001	319.46
08-04-452-003	3,102.10
08-04-476-007	1,537.91
08-04-476-008	3,197.95
08-04-476-009	8,145.71
08-04-476-010	1,508.47
08-04-452-004	2,300.45
08-04-452-005	2,219.53
08-04-452-006	2,290.44
08-04-452-010	3,463.98
08-04-452-011	2,832.45
08-04-476-018	2,860.25
08-04-476-014	2,279.52
08-04-476-015	1,826.20
08-04-400-003	11,598.48
08-04-400-002	653.49
TOTAL SSA	\$116,500.00