

DISTRIBUTION
County Board
County Clerk-Tax Extension
County Administrator
Public Works

Agenda Item # 24

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS
ADJOURNED REGULAR SEPTEMBER A.D., 2007 SESSION
FEBRUARY 12, 2008 A.D., MEETING

MADAM CHAIR AND MEMBERS OF THE COUNTY BOARD:

Your Public Works & Transportation and Financial & Administrative Committees present herewith an Ordinance proposing that Lake County Special Service Area No. Fourteen (14) be established; providing for a Public Hearing and setting forth other procedures in connection therewith, and request its adoption.

Respectfully submitted,

<u>Alison O'Kelly</u>	Aye	Nay
CHAIR	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>David S.</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
VICE CHAIR		
<u>Michael Stalsett</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Ann B. Muir</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

<u>[Signature]</u>	Aye	Nay
CHAIR	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Ann Flavin Di</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
VICE CHAIR		
<u>David S.</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>Alison O'Kelly</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

FINANCIAL AND ADMINISTRATIVE COMMITTEE

**AN ORDINANCE PROPOSING LAKE COUNTY SPECIAL SERVICE
AREA NUMBER FOURTEEN AND PROVIDING FOR A PUBLIC
HEARING AND OTHER PROCEDURES IN CONNECTION THEREWITH**

WHEREAS, the provisions of 55 ILCS 5/5-15010 (1994) confer the power to construct sanitary sewer systems in areas where such service does not exist for the unincorporated area of Lake County and any part thereof; and

WHEREAS, Section 7(6) of Article VII of the 1970 Constitution of the State of Illinois and the Special Service Area Tax Law, Chapter 35, Section 200, Article 27 of the Illinois Compiled Statutes authorize the establishment of Special Service Areas in order to provide special governmental services to certain areas within the County and authorize the imposition of a tax to pay for the providing of such special services and the issuance of bonds for providing such special services.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Lake County, State of Illinois, as follows:

Section One: The County Board of Lake County, Illinois finds as follows:

1. That it is in the public interest to propose that a Special Service Area be established in the territory described in Exhibit A and depicted in Exhibit B, both attached hereto and made part hereof, and that a Public Hearing thereon shall be held as hereinafter set forth.
2. That said territory is a contiguous area within Lake County, Illinois and complies with the terms of Chapter 35, Section 200, Article 27, et seq., of the Illinois Compiled Statutes.
3. That the provision of regional sanitary sewer service within said area is in addition to the services provided within the unincorporated area of Lake County as a whole and that said area will benefit specially from the service to be provided and it is, therefore in the best interests of the County of Lake to consider whether the construction of facilities therefore be paid for by the levy of a special tax against all taxable property within said area.

4. That it is proposed to provide funding for: (1) removal and/or abandonment of existing septic systems; (2) construction and installation of a new sanitary sewer collection system; and (3) related restoration work within said area and that said area will benefit specially from the services to be provided and that the proposed services are in addition to the services provided within the unincorporated area of Lake County as a whole and it is, therefore in the best interests of Lake County to consider whether said service should be provided and the construction and restoration therefore be paid for by the levy of a direct annual tax against all taxable property within said area, and said taxes shall be in addition to any other taxes provided by law.
5. That the Department of Public Works has expertise in the area of such removal and/or abandonment, construction and restoration as contained in this project and that it shall coordinate all proposed work within the proposed Special Service Area.

Section Two: Pursuant to authority granted by the Illinois Constitution and the Illinois Compiled Statutes, the County Board of Lake County, Illinois, hereby proposes the establishment of Lake County Special Service Area No. Fourteen for the purpose of removing and/or abandoning existing septic systems, constructing and installing a new sanitary sewage collection system, and providing restoration work related thereto within the described contiguous territory.

Section Three: A public hearing shall be held by the Lake County Board on March 11, 2008 at the County Building, 18 N. County Street, Waukegan, IL to consider the creation of Lake County Special Service Area No. Fourteen in Lake County, Illinois, for the territory described in Exhibit A and depicted in Exhibit B. At the Hearing there shall be considered a proposal for the purpose of removing and/or abandoning existing septic systems, constructing and installing a new sanitary sewage collection system, and providing restoration work related thereto within the described contiguous territory within said territory and the levy of a direct tax within the proposed Special Service Area No. Fourteen, as described and depicted sufficient to produce \$15,000

annually. Said taxes are to be levied upon all taxable property within the proposed Lake County Special Service Area No. Fourteen, as described and depicted, and said taxes shall be in addition to any other taxes provided by law.

Section Four: Notice of the public hearing shall be published at least once not less than 15 days prior to the public hearing in the News-Sun, a newspaper of general circulation within Lake County. In addition, notice by mailing shall be given by depositing said notice in the United States mails, not less than 10 days prior to the time set for public hearing, 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 proposed Special Service Area. 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. The notice shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

COUNTY OF LAKE

SPECIAL SERVICE AREA NUMBER FOURTEEN

Notice is hereby given that on March 11, 2008 at 9:00 AM at the County Building, 18 N. County Street, Waukegan, IL a hearing will be held by the County Board of Lake County, Illinois, to consider forming Lake County Special Service Area No. Fourteen consisting of the following described territory:

SPECIAL SERVICE AREA NO. FOURTEEN

OAK POND SUBDIVISION

LEGAL DESCRIPTION

Lots within boundaries of Special Service Area #14, described as follows:

Lot 1, commonly known as 15288 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407004, and Lot 2, commonly known as 15340 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407003, and Lot 7, commonly known as 15369 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407007, and Lot 8, commonly known as 15335 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407008, and Lot 9, commonly known as 15293 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407009, All Part of Oak Haven Estates, being a subdivision of part of the S ½ of Sec. 15, T. 44 N., R. 11 E. of the 3rd P.M. in Lake County, Illinois, Recorded October 30, 1972 as Document No. 1585403.

The purpose of the public hearing is:

(1) To consider establishing Special Service Area No. Fourteen to provide special services to remove and/or abandon existing septic systems, construct and install a new sanitary sewage collection system, and provide restoration work related thereto within the described contiguous territory in said area; and

(2) To consider the levy of a direct annual tax within the proposed Special Service Area No. Fourteen, as described sufficient to produce \$15,000 annually. Said taxes are to be levied upon all taxable property within the proposed Lake County Special Service Area No. Fourteen, as herein described, and said taxes shall be in addition to any other taxes provided by law.

All interested persons including all persons owning taxable real property located within the proposed special service area, affected by the formation of Lake County Special Service Area No. Fourteen, will be given the opportunity to be heard at the hearing regarding the formation of such area, its boundaries, and the taxes to be levied, and will be given an opportunity to file objections to the formation of such area, its boundaries, and the taxes to be levied. Those persons wishing to be heard at the hearing should contact the Lake County Administrator's Office, 18 N. County Street, Waukegan, IL 60085 (phone 847-377-2250), to schedule such presentations before the close of business on March 10, 2008. Those persons unable to attend the hearing, may file written presentations with the County Clerk, 18 N. County Street, Waukegan, IL 60085, by the close of business on March 10, 2008 for entry upon hearing minutes. The hearing may be adjourned by the County Board to another date without further notice other than a motion to be entered upon the minutes of said meeting fixing the time and place of its adjournment.

If a petition signed by at least 51% of the electors residing within the proposed special service area and by at least 51% of the owners of record of the land included within the boundaries of the proposed special service area is filed with the County Clerk within 60 days following the final adjournment of the public hearing, objecting to the creation of the proposed special service area, or the levy or imposition of a tax for the provision of special services to the area, no such area may be created, nor tax levied or imposed.

DATED: This 12th day of February, 2008.

Willard R. Helander, County Clerk
Lake County, Illinois

Section Five: This ordinance shall be in full force and effect from and after its adoption and approval as provided by law.

ADOPTED this 12th day of February, 2008 pursuant to a roll call vote as follows:

AYES:

NAYS:

Suzi Schmidt, Chairman
Lake County Board

ATTEST:

Willard R. Helander, County Clerk

EXHIBIT A

LEGAL DESCRIPTION

Lots within boundaries of Special Service Area #14, described as follows:

Lot 1, commonly known as 15288 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407004,
and

Lot 2, commonly known as 15340 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407003,
and

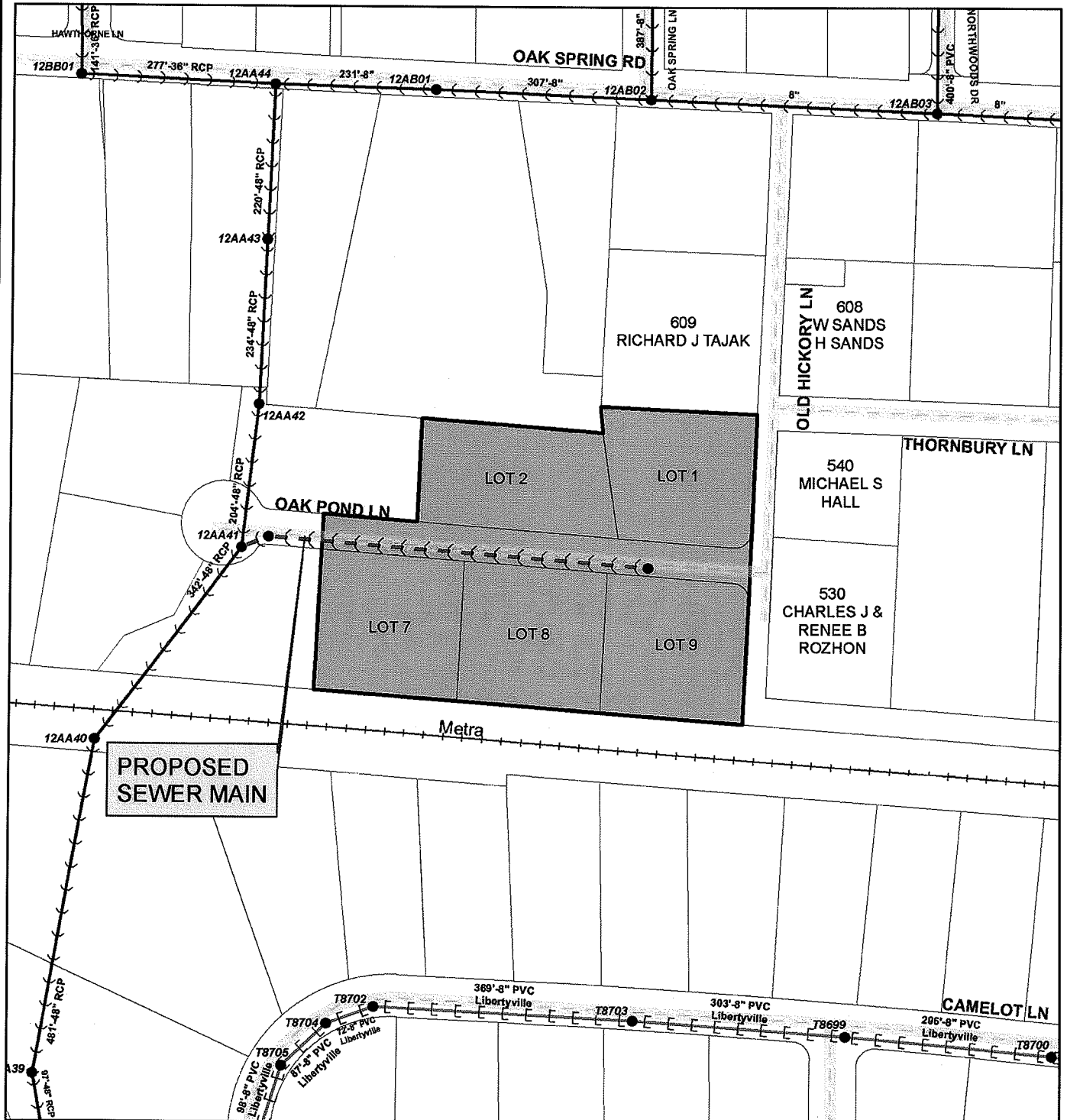
Lot 7, commonly known as 15369 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407007,
and

Lot 8, commonly known as 15335 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407008,
and

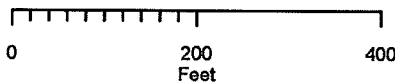
Lot 9, commonly known as 15293 W. Oak Pond Lane, Libertyville, IL, Pin No. 1115407009,

All Part of Oak Haven Estates , being a subdivision of part of the S ½ of Sec. 15, T. 44 N., R. 11 E.
of the 3rd P.M. in Lake County, Illinois, Recorded October 30, 1972 as Document No. 1585403.

**SPECIAL SERVICE AREA NO. 14
OAK POND LANE
EXHIBIT B**



Lake County
 Department of Public Works
 650 West Winchester Road
 Libertyville, Illinois 60048
 (847) 377-7500
 (847) 377-7173 FAX



JANUARY 2008