

# **VILLAGE OF ORLAND PARK**

**14700 Ravinia Avenue  
Orland Park, IL 60462  
www.orlandpark.org**

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**Ordinance No: 4297**

**File Number: 2007-0600**

**AN ORDINANCE APPROVING AN AMENDMENT TO THE VILLAGE OF ORLAND PARK, MAIN STREET TRIANGLE TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT.**

## **VILLAGE OF ORLAND PARK**

**STATE OF ILLINOIS, COUNTIES OF COOK AND WILL**

Published in pamphlet form this 16th day of October, 2007 by authority of the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois.

# **VILLAGE OF ORLAND PARK**

**Ordinance No: 4297**

## **AN ORDINANCE APPROVING AN AMENDMENT TO THE VILLAGE OF ORLAND PARK, MAIN STREET TRIANGLE TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT.**

WHEREAS, the Mayor and Village Council (the “Corporate Authorities”) of the Village of Orland Park, Cook County, Illinois (the “Municipality”), have heretofore determined that the stable economic and physical development of the Municipality is endangered by the presence of blighting factors, with a resulting decline of the Municipality which impairs the value of private investments and threatens the sound growth and the tax base of the Municipality and the taxing districts having the power to tax real property in the Municipality (the “Taxing Districts”) and threatens the health, safety, morals and welfare of the public; and

WHEREAS, on September 7, 2004, the Corporate Authorities approved the Main Street Triangle Redevelopment Plan and Project (“Plan” and “Project”) to promote and protect the health, safety, morals and welfare of the public that blighting conditions in the Municipality need to be eradicated and that redevelopment of the Municipality be undertaken; and

WHEREAS, the Municipality has heretofore caused to be conducted and made available for public inspection an eligibility study to determine whether the additional property which the Village of Orland Park is contemplating adding to the Main Street Redevelopment Project Area (the “Area”) qualifies to be included in a “redevelopment project area” pursuant to the TIF Act; the study was conducted by Camiros & Associates, Ltd. (“Camiros”); and

WHEREAS, Camiros has heretofore concluded and has advised the Municipality that the proposed additional property qualified as a “redevelopment project area” under Section 11-74.4-3 of the TIF Act; and

WHEREAS, the Municipality has now determined that to implement the Plan, as that term is defined in the Act, additional parcels of property (“Added Property”) must be added to the “redevelopment project area.” The Added Property is legally described in Exhibit A attached hereto;

WHEREAS, the Municipality has further caused the preparation of and made available for public inspection a the Amendment to the Main Street Triangle Redevelopment Project Area; and

WHEREAS, the proposed Plan does not include the development of vacant land (i) with a golf course and related clubhouse and other facilities or (ii) designated by federal, state, county, municipal government as public land for outdoor camping and hunting activities or for nature preserves and used for that purpose within 5 years prior to the adoption of this ordinance; and

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WHEREAS, the Corporate Authorities have heretofore, and it hereby is, expressly determined that the proposed Plan Amendment will not result in displacement of residents from inhabited units; and

WHEREAS, none of the redevelopment project costs enumerated in the Amended Plan and Project would provide direct financial support to a retail entity initiating operations in the proposed Area while terminating operations at another Illinois location within 10 miles of the proposed Area but outside the boundaries of the Municipality; and

WHEREAS, the Municipality has heretofore convened a joint review board consisting of a representative selected by each community college district, local elementary school district and high school district or each local community unit school district, park district, library district, township, fire protection district and county that will have the authority to directly levy taxes on the property within the proposed Area at the time the proposed Area is designated, a representative selected by the Municipality, and a public member (the "JRB"), as required by and in all respects in compliance with the provisions of the TIF Act; and

WHEREAS, the JRB has met at the times and as required by the TIF Act and has reviewed the public record, planning documents and a form of proposed ordinance approving the Amended Plan and Project; and

WHEREAS, the JRB has adopted by a majority vote an advisory, non-binding recommendation that the Municipality proceed to implement the Plan and Project and to designate the proposed Area as a redevelopment project area under the TIF Act; and

WHEREAS, the JRB based its decision to approve the Added Property and the expansion of the Plan and the designation of the proposed Area on the basis of the proposed Area's and the proposed Plan's satisfying the plan requirements, the eligibility criteria defined in Section 11-74.4-3 of the TIF Act, and the objectives of the TIF Act, all as provided in Section 11-74.4-5(b) of the TIF Act; and

WHEREAS, pursuant to Section 11-74.4-5 of the Act, the Corporate Authorities heretofore called a public hearing (the "Hearing") relative to the Plan and Project and the designation of the proposed Area as a redevelopment project area under the TIF Act and fixed the time and place for such Hearing, being the 1st day of October, 2007, at 7:00 P.M., at the Village Hall, 14700 Ravinia, Orland Park, Illinois 60467; and

WHEREAS, due notice in respect to such Hearing was given pursuant to Section 11-74.4-5 of the TIF Act, said notice, together with a copy of the Plan, and the name of a person to contact for further information, being given to taxing districts and to the Department of Commerce and Community Affairs of the State of Illinois by certified mail on August 14, 2007, by publication in the Daily Southtown Newspaper

# **VILLAGE OF ORLAND PARK**

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on September 9th and on September 16, 2004, and by certified mail to taxpayers within the proposed Area on September 6, 2007; and

WHEREAS, notice of the availability of the Report and the Plan, including how to obtain this information, was provided by mail on the 4th day of September, 2007, to all residential addresses that, after a good faith effort, the Municipality determined are located outside the boundaries of the proposed Area which are within 750 feet of the boundaries of the proposed Area; and

WHEREAS, the Municipality held the Hearing on October 1, 2007, at the Village Hall, 14700 Ravinia Avenue, Orland Park, Illinois 60467; and

WHEREAS, at the Hearing any interested person or affected taxing district was permitted to file with the Municipal Clerk written objections and was heard orally in respect to any issues embodied in the notice of said Hearing, and the Municipality heard and determined all protests and objections at the Hearing; and

WHEREAS, the Hearing was adjourned on the 1st day of October, 2007; and

WHEREAS, no changes have been made in the proposed Plan or in the parcels of property to be included in the proposed Area since the adjournment of the Hearing; and

WHEREAS, the Amended Plan and Project set forth the factors which cause the Added Property and therefore eligible under the Act to be added to the Area, and the Corporate Authorities have reviewed the information concerning such factors presented at the Hearing and have reviewed other studies and are generally informed of the conditions in the Added Property which could cause the Added Property and the Area as amended to be a "blighted area" as defined in the TIF Act; and

WHEREAS, the Corporate Authorities have reviewed evidence indicating that the Added Property and the Area on the whole has not been subject to growth and development through investment by private enterprise and have reviewed the conditions pertaining to lack of private investment in the proposed Area to determine whether private development would take place in the proposed Area as a whole without the adoption of the proposed Plan; and

WHEREAS, the Corporate Authorities have reviewed the conditions pertaining to real property in the proposed Area to determine whether contiguous parcels of real property and improvements thereon in the proposed amended Area would be substantially benefited by the inclusion of the Added Property in the Area; and

WHEREAS, the Corporate Authorities have made an assessment of any financial impact of the proposed

# **VILLAGE OF ORLAND PARK**

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Area on or any increased demand for services from any taxing district affected by the Amended Plan and Project and any program to address such financial impact or increased demand; and

WHEREAS, the Corporate Authorities have reviewed the proposed Plan and Project and also the existing comprehensive plan for development of the Municipality as a whole to determine whether the proposed Plan and Project conform to such comprehensive plan of the Municipality:

NOW, THEREFORE, Be It Ordained by the Mayor and Village Council of the Village of Orland Park, Cook County, Illinois, in the exercise of its home rule powers, as follows:

## **SECTION 1**

Findings. The Corporate Authorities hereby make the following findings:

- (a) The Added Property is described in Exhibit A attached hereto and incorporated herein as if set out in full by this reference. The street location (as near as practicable) for the proposed Area is described in Exhibit B attached hereto and incorporated herein as if set out in full by this reference. The map of the proposed Area is depicted on Exhibit C attached hereto and incorporated herein as if set out in full by this reference.
- (b) There exist conditions in the Added Property that cause the proposed Area to be subject to designation as a redevelopment project area under the TIF Act and to be classified as a “blighted area” as defined in Section 11-74.4-3 of the TIF Act.
- (c) The Added Property on the whole has not been subject to growth and development through investment by private enterprise and would not be reasonably anticipated to be developed without the adoption of the Plan.
- (d) The Plan and Project as amended conform to the comprehensive plan for the development of the Municipality as a whole.
- (e) As set forth in the Plan, the estimated date of completion of the Project is not later than July 1, 2027 and the estimated date of the retirement of all obligations incurred to finance redevelopment project costs as defined in the Plan is not later than December 31, 2028, being the year in which payment to the Municipal Treasurer as provided in subsection (b) of Section 11-74.4-8 of the Act is to be made with respect to ad valorem taxes levied in the twenty-third calendar year in which this ordinance is adopted.
- (f) The parcels of real property in the proposed Area are contiguous, and only those contiguous parcels of

# **VILLAGE OF ORLAND PARK**

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real property and improvements thereon which will be substantially benefited by the proposed Project improvements are included in the proposed Area.

## **SECTION 2**

Exhibits Incorporated by Reference. The proposed Plan and Project, which were the subject matter of the public hearing held on the 1st day of October, 2007, are hereby adopted and approved. A copy of the Plan and Project is set forth in Exhibit D attached hereto and incorporated herein as if set out in full by this reference.

## **SECTION 3**

Invalidity of Any Section. If any section, paragraph, or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity, or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

## **SECTION 4**

Superseder and Effective Date. All ordinances, resolutions, motions or orders in conflict herewith be, and the same hereby are, repealed to the extent of such conflict, and this ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and approval as provided by law.

## **SECTION 5**

Transmittal to County Clerk. The Municipal Clerk is hereby expressly directed to transmit forthwith to the County Clerk of The County of Cook, Illinois, a certified copy of this ordinance.

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PASSED this 15th day of October, 2007

/s/ David P. Maher

**David P. Maher, Village Clerk**

**Aye:** 7 Trustee Murphy, Trustee Fenton, Trustee O'Halloran, Trustee Dodge, Trustee Schussler, Trustee Gira, and President McLaughlin

**Nay:** 0

# **VILLAGE OF ORLAND PARK**

**Ordinance No: 4297**

DEPOSITED in my office this 15th day of October, 2007

/s/ David P. Maher

**David P. Maher, Village Clerk**

APPROVED this 15th day of October, 2007

/s/ Daniel J. McLaughlin

**Daniel J. McLaughlin, Village President**

PUBLISHED this 16th day of October, 2007

/s/ David P. Maher

**David P. Maher, Village Clerk**

## EXHIBIT A

### MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO.1

#### LEGAL DESCRIPTION

BEGINNING AT A POINT ON THE EAST LINE OF THE SE  $\frac{1}{4}$  OF SECTION 4-36-12 SAID POINT BEING 545 FEET SOUTH OF THE NE CORNER OF SAID SE  $\frac{1}{4}$ ; THENCE SOUTH ALONG SAID EAST LINE OF THE SE  $\frac{1}{4}$  TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF WABASH RAILROAD COMPANY TO THE EAST LINE OF LAGRANGE ROAD; THENCE SOUTH ALONG SAID EAST LINE OF LAGRANGE ROAD TO THE SOUTH LINE OF SECTION 3-36-12; THENCE SOUTH 50 FEET TO A POINT SAID POINT BEING 50 FEET EAST OF THE EAST LINE OF SECTION 9-36-12; THENCE WESTERLY TO A POINT ON THE EAST LINE OF SECTION 9, SAID POINT BEING 50 FEET SOUTH OF THE NE CORNER OF SAID SECTION 9; THENCE WESTERLY ALONG THE SOUTH LINES OF 143<sup>RD</sup> STREET TO A POINT 244.27 FEET WEST OF THE WEST LINE OF RAVINIA AVE; THENCE NORTH TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO THE WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  OF SAID SECTION 9; THENCE SOUTH ALONG SAID WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  TO THE SOUTH LINE OF 143<sup>RD</sup> STREET; THENCE WEST ALONG SAID SOUTH LINE OF 143<sup>RD</sup> STREET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY LINE OF SOUTHWEST HIGHWAY EXTENDED TO THE SOUTHWEST; THENCE NORTHEASTERLY ALONG SAID EXTENDED NORTHWESTERLY LINE AND ALONG THE NORTHWESTERLY LINES OF SOUTHWEST HIGHWAY TO A POINT ON THE WEST LINE OF LAGRANGE ROAD; THENCE EASTERLY TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## **EXHIBIT B – STREET LOCATION**

The area, including the amended area (10.5), totals approximately 48.4 acres. The street boundaries generally include Southwest Highway, LaGrange Road and 143<sup>rd</sup> Street.

## Exhibit C

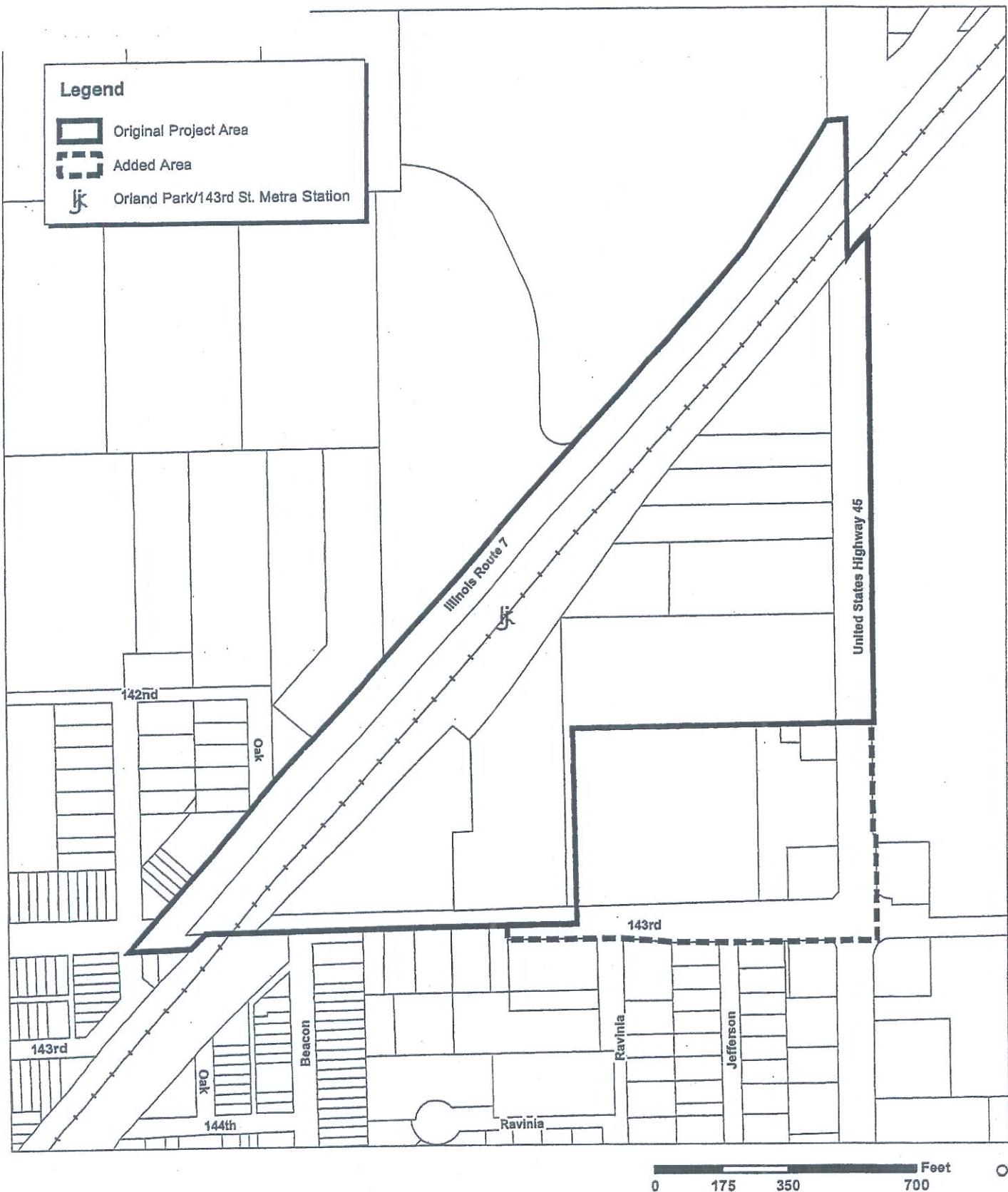


Figure 1: Amendment No. 1 Boundary Map  
**MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1**

## **EXHIBIT D – ADDED PROPERTY**

### **LIST OF PARCEL IDENTIFICATION NUMBERS**

27-04-417-007-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462
27-04-417-013-0000	14214 96 <sup>th</sup> Street	Orland Park, IL. 60462
27-04-417-015-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462
27-04-417-016-0000	9614 96 <sup>th</sup> Avenue	Orland Park, IL. 60462
27-04-417-017-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462

## **EXHIBIT D**

# **MAIN STREET TRIANGLE TAX INCREMENT FINANCING REDEVELOPMENT PLAN AND PROJECT**

## **AMENDMENT NO. 1**

**Prepared for the  
Village of Orland Park**

**By:  
Camiros, Ltd.**

**May 2007**

**This plan is subject to review and may be revised after comment and public hearing**

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## 1. INTRODUCTION

On October 7, 2004, the Orland Park Village Board (the “Village”) adopted ordinances to: 1) approve the Main Street Triangle Redevelopment Project Area Redevelopment Plan and Project (the “Original Plan and Project”), 2) designate the Main Street Triangle Redevelopment Project Area (the “Original Project Area”), and 3) adopt tax increment allocation financing for the Main Street Triangle Redevelopment Project Area, all pursuant to the *Tax Increment Allocation Redevelopment Act* (65 ILCS 5/11-74.4-1 et seq.) as amended (the “Act”). The Village of Orland Park determined, based on information in the Original Plan and Project prepared by Camiros, Ltd. that the Original Project Area on the whole had not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of the Original Plan and Project. The general land use plan for the Original Project Area was found to be consistent with the land use designation contained in the Orland Park Comprehensive Plan and the redevelopment goals of the Original Plan and Project.

The Village has determined that an amendment to the Original Plan and Project and changes to the boundaries of the Original Project Area are necessary at this time, and such changes are incorporated in this Amendment No. 1 (the “Amendment”). Specifically, the Village has determined that the goals and objectives of the Original Plan and Project cannot be achieved without inclusion of the Added Area. The redevelopment plan resulting from this Amendment is hereinafter referred to as the “Amended Plan.”

The area to be added to the Original Project Area is hereinafter referred to as the “Added Area.” The Added Area is shown in Figure 1 contains approximately 10.5 acres of land. The Added Area is contiguous to the Original Project Area and includes five tax parcels and public rights-of-way. The Added Area on the whole has not been subject to growth and development by private enterprise and would not reasonably be anticipated to be developed without adoption of the Amended Plan. The analysis of conditions within the Added Area indicates that it is appropriate for designation as part of the Project Area (defined below) because it qualifies as a blighted area in accordance with the Act. Chapter 3 of this Amendment contains a description of the Added Area, and Chapter 4 of this Amendment summarizes the conclusions of the eligibility analysis of the Added Area.

Together, the Original Project Area and the Added Area comprise the Main Street Triangle Redevelopment Project Area (the “Project Area”) Hereinafter, in every reference in this Amendment to the Original Plan and Project (except for the physical description of the Original Project Area or any reference to the adoption by the Orland Park Village Board of an ordinance approving the Original Project Area) and in the Amended Plan to the “Project Area” is deemed to include the Added Area.

The Amended Plan summarizes the analyses and findings of Camiros, Ltd. (hereinafter referred to as "The Consultant") which, unless otherwise noted, is the responsibility of the Consultant. The Village is entitled to rely on the findings and conclusions of this Plan in designating the Redevelopment Project Area as a redevelopment project area under the Act. The Consultant has prepared this Plan and the related eligibility study with the understanding that the Village would rely: 1) on the findings and conclusions of the Plan and the related eligibility study in proceeding with the designation of the Redevelopment Project Area and the adoption and implementation of the Plan, and 2) on the fact that the Consultant has obtained the necessary information to conclude that the Plan and the related eligibility study are in compliance with the Act.

This Amendment includes four appendices. Appendix A contains the legal description for the Main Street Triangle Redevelopment Project Area Amendment No. 1 that incorporates both the Original Project Area and the Added Area. Appendix B presents the eligibility analysis for the Added Area. The 2005 equalized assessed values ("EAV") for property in the Added Area are presented in Appendix C. Appendix D contains the Original Plan and Project as approved by the Orland Park Village Board on October 7, 2004.

## 2. MODIFICATIONS TO ORIGINAL PLAN AND PROJECT

Certain modifications to the Original Plan and Project are needed to clarify language and incorporate the Added Area into the Amended Plan. These modifications form the basis for the amendments to the Original Plan and Project and are described below.

### Legal Description

The inclusion of the Added Area requires modification of the legal description for the Original Project Area to reflect the new Project Area boundary. Appendix A contains the legal description for the Project Area, including the Added Area.

### Project Area Description

The boundary map, shown in *Figure 1: Redevelopment Project Area Boundary Map*, has been revised to show the Original Project Area boundary and addition of the Added Area. As a result of these changes, the Project Area is now approximately 48.4 acres in size. The Project Area boundaries are generally Southwest Highway, LaGrange Road and 143<sup>rd</sup> Street. Existing land use for the Added Area is shown in revised *Figure 2: Existing Land Use*.

### References to “Plan”

All references in the Original Plan and Project to the “Plan” or the “Plan and Project” shall be deemed to refer to such plan or plan and project, as each has been amended by this Amendment.

### Redevelopment Plan

*Figure 3: Land Acquisition Map* has been revised to indicate parcels proposed to be acquired for redevelopment in the Added Area. *Table 1: Land Acquisition by Parcel Identification Number and Address* provides additional information related to the parcels proposed for acquisition in furtherance of the Plan.

**Table 1:  
ADDED AREA PROPOSED LAND ACQUISITION**

PIN NUMBER	STREET ADDRESS	CITY	STATE	ZIP CODE
27-04-417-007-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462
27-04-417-015-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462
27-04-417-016-0000	9614 96 <sup>th</sup> Avenue	Orland Park	IL	60462
27-04-417-017-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462

## General Land Use Plan and Map

The land use category for new development within the Added Area is Commercial/Residential/Community Mixed-Use. The revised General Land Use Plan for the Project Area is shown in *Figure 4: Land Use Plan*. The Added Area is entirely commercial and does not contain any residential units. Therefore, no housing impact study is needed; no households will be displaced; and no residential displacement will occur.

## Estimated Project Costs

The table of estimated redevelopment project costs set forth in the Original Plan and Project is hereby replaced with *Table 2: Estimated Redevelopment Project Costs Amendment No. 1*. The estimated redevelopment project cost budget line items included in the Original Plan and Project have been adjusted to reflect the inclusion of the Added Area and associated redevelopment costs.

**Table 2:**

**ESTIMATED REDEVELOPMENT PROJECT COSTS AMENDMENT NO. 1**

Eligible Expense	Original Project Budget	Amended Project Budget
Analysis, Administration, Studies, Surveys, Legal, Marketing, etc.	\$1,500,000	\$1,500,000
Property Assembly including Acquisition, Site Prep and Demolition and Environmental Remediation	\$30,000,000	\$43,000,000
Public Works & Improvements, including streets, utilities, public open space and other public amenities <sup>[1]</sup>	\$10,000,000	\$10,000,000
<b>TOTAL REDEVELOPMENT COSTS <sup>[2][3]</sup></b>	<b>\$41,500,000<sup>[4]</sup></b>	<b>\$54,500,000<sup>[4]</sup></b>

<sup>1</sup>This category may also include paying for or reimbursing (i) an elementary, secondary or unit school district's increased costs attributed to assisted housing units, and (ii) capital costs of taxing districts impacted by the redevelopment of the Project Area. As permitted by the Act, to the extent the Village by written agreement accepts and approves the same, the Village may pay, or reimburse all, or a portion of a taxing district's capital costs resulting from a redevelopment project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Plan.

<sup>2</sup>Total Redevelopment Project Costs exclude any additional financing costs, including any interest expense, capitalized interest and costs associated with optional redemptions. These costs are subject to prevailing market conditions and are in addition to Total Redevelopment Project Costs.

<sup>3</sup>The amount of the Total Redevelopment Project Costs that can be incurred in the Project Area will be reduced by the amount of redevelopment project costs incurred in contiguous redevelopment project areas, or those separated from the Project Area only by a public right-of-way, that are permitted under the Act to be paid, and are paid, from incremental property taxes generated in the Project Area, but will not be reduced by the amount of redevelopment project costs incurred in the Project Area which are paid from incremental property taxes generated in contiguous redevelopment project areas or those separated from the Project Area only by a public right-of-way.

<sup>4</sup>Increases in estimated Total Redevelopment Project Costs of more than five percent, after adjustment for inflation from the date of the Plan adoption, are subject to the Plan amendment procedures as provided under the Act.

## **Most Recent Equalized Assessed Valuation**

The initial equalized assessed valuation for the Original Project Area, as certified by the Cook County Clerk, based on the 2002 equalized assessed value ("EAV") for all taxable parcels within the Original Project Area is \$3,983,348.

The purpose of identifying the most recent EAV of the Added Area is to provide an estimate of the initial EAV which the Cook County Clerk will certify for the purpose of annually calculating the incremental EAV and the incremental property taxes of the Project Area. The 2005 EAV of all parcels in the Added Area is \$5,622,429. This total EAV amount, by Property Index Number ("PIN") is summarized in Appendix B. If the 2006 EAV shall become available prior to the date of the adoption of the Plan by the Village Board, the Village may update the Plan by replacing the 2005 EAV with the 2006 EAV without further Village Board action.

## **Anticipated Equalized Assessed Valuation**

By tax year 2027 (collection year 2028), following substantial completion of the Main Street Triangle Redevelopment Project, the EAV of the Project Area is estimated to be approximately \$71 million. The determination of the anticipated EAV is based on several key assumptions including: 1) redevelopment of the Project Area will occur in a timely manner, 2) an estimated annual inflation rate of 3.0 percent through 2027, realized in triennial reassessment years only (9.27 percent per triennial reassessment period), and 3) the use of the 2005 Cook County state equalization factor of 2.7320 to calculate estimated EAV.

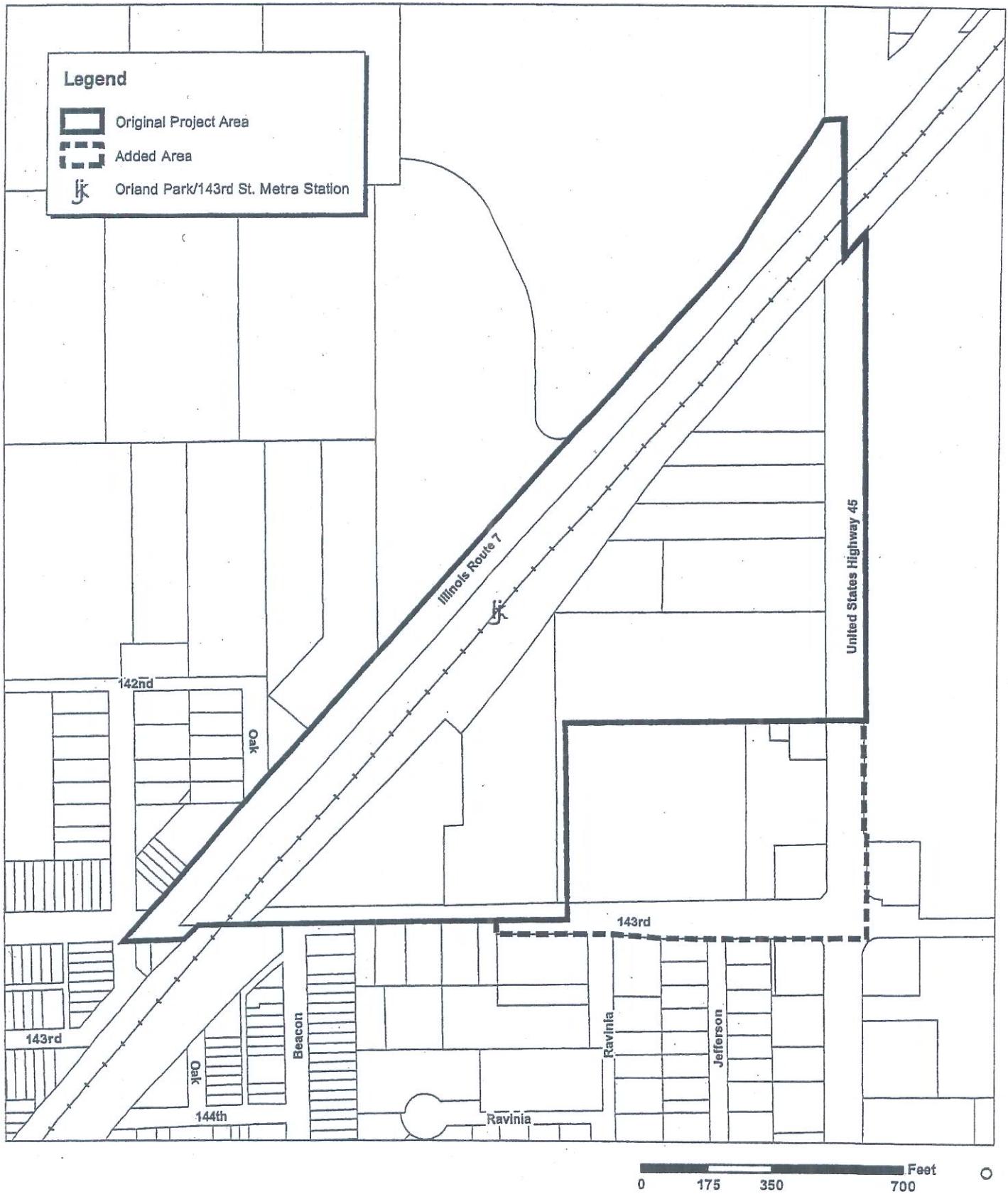


Figure 1: Amendment No. 1 Boundary Map

### MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

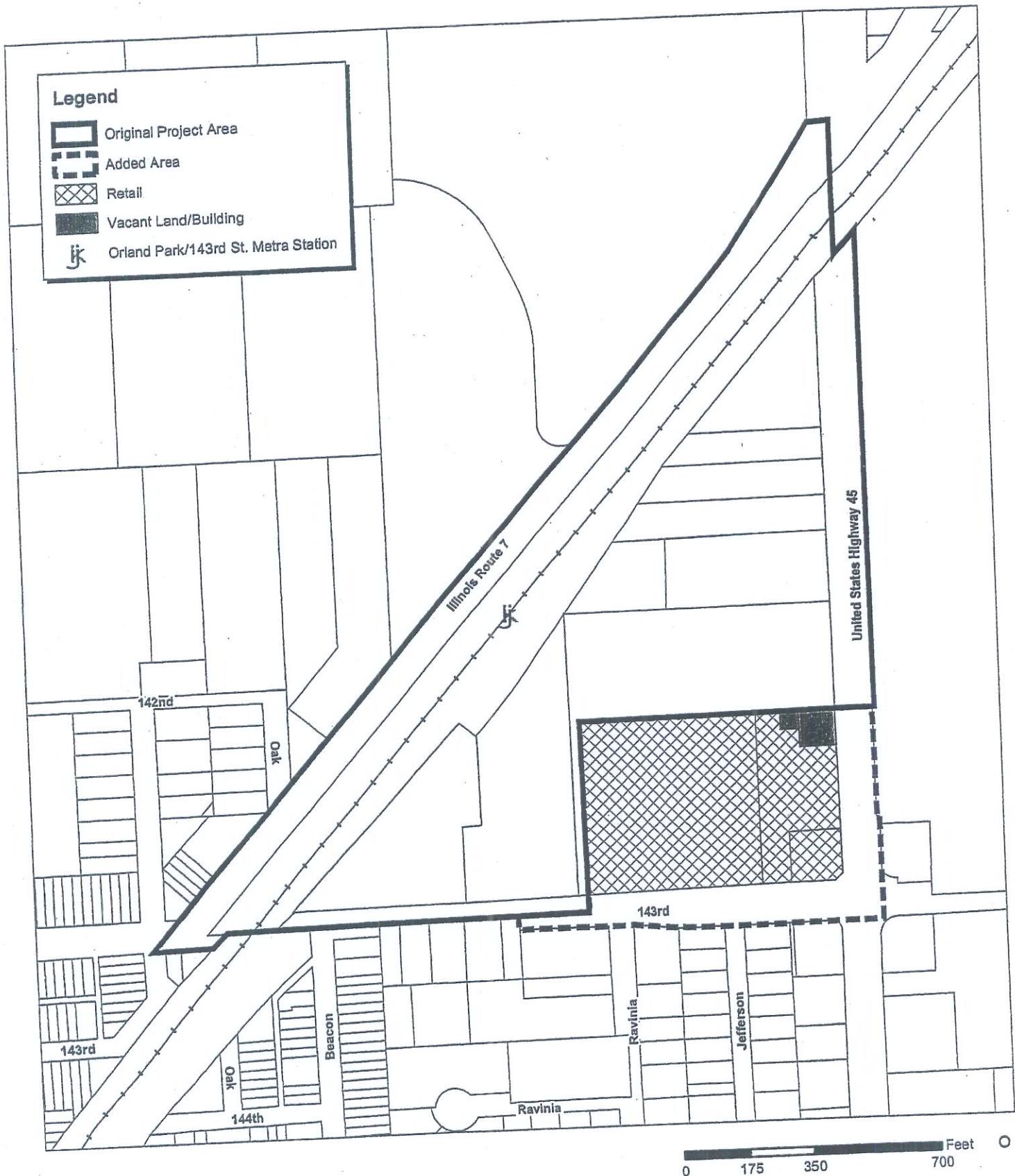


Figure 2: Existing Land Use  
MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
Date: May 2007

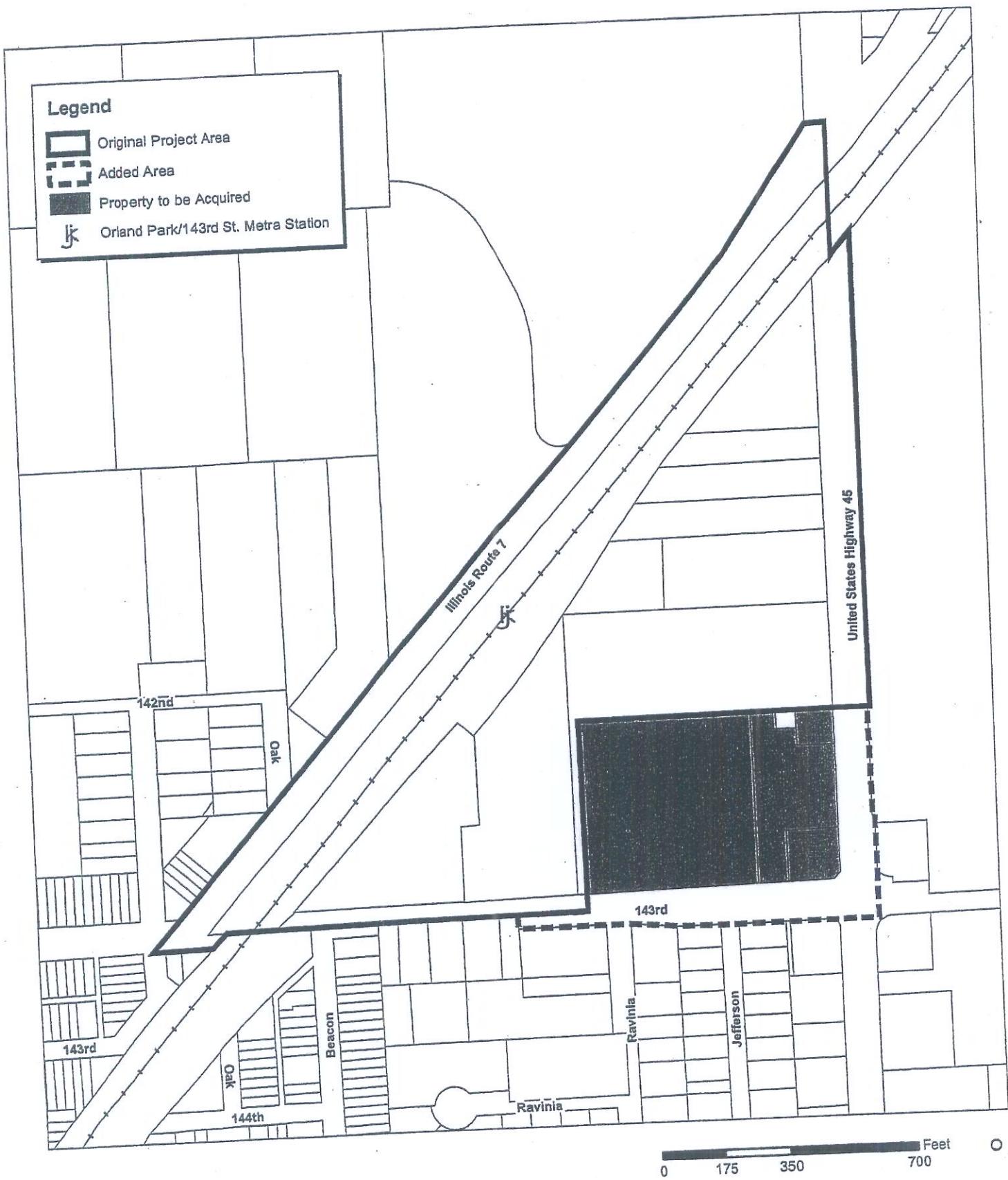


Figure 3: Acquisition Map  
**MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1**

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
 Date: May 2007

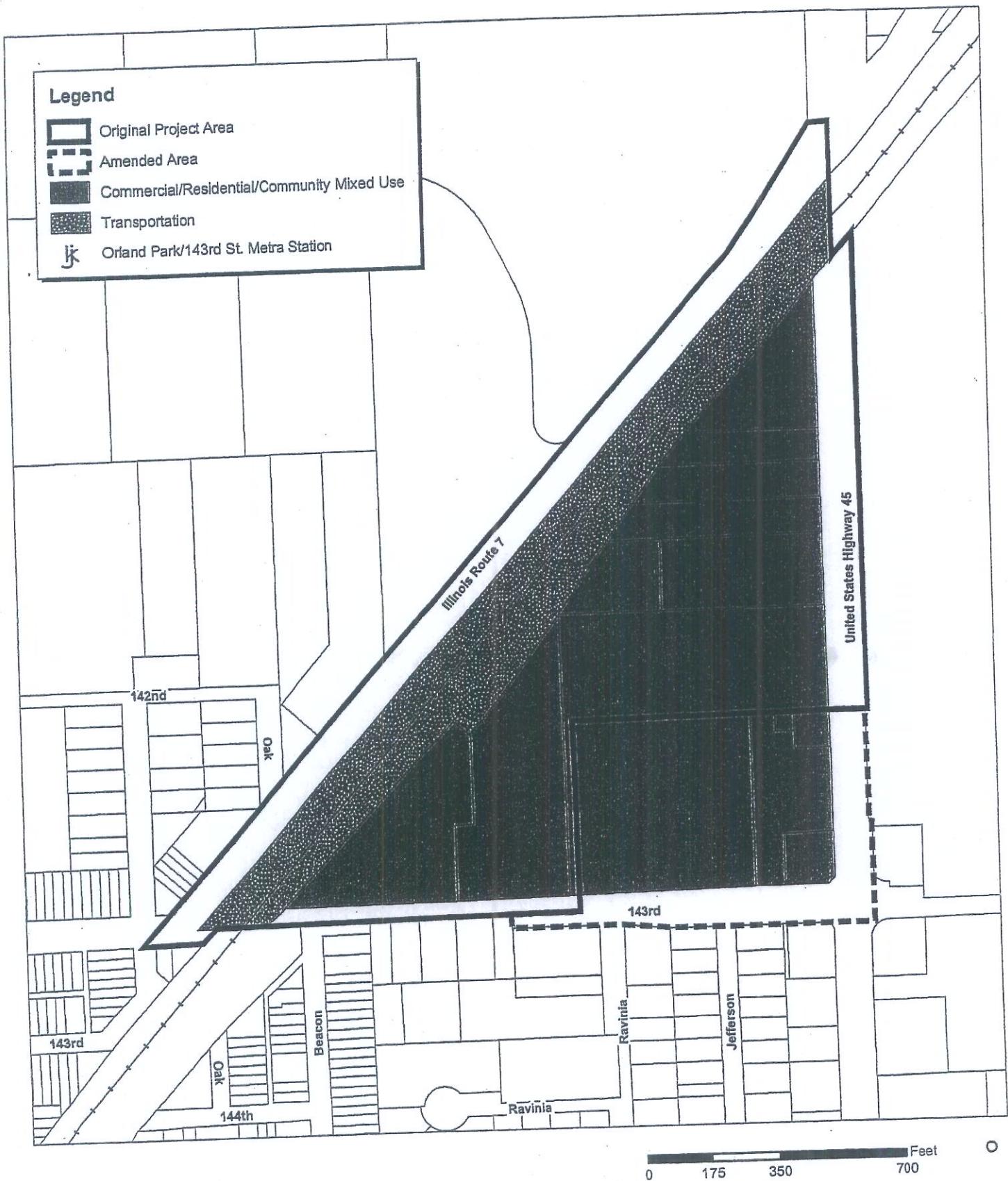


Figure 4: Land Use Plan Amendment No. 1

**MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1**

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
Date: May 2007

### **3. ADDED AREA DESCRIPTION**

The Added Area includes three tax parcels that make up the Orland Plaza shopping center and two adjacent parcels of vacant land, one of which is owned by the Village of Orland Park. The Added Area is approximately 10.5 acres in size, including public rights-of-way. The Added Area is contiguous to the Original Project Area and qualifies for designation as a "blighted area." The Added Area includes only property which is anticipated to be substantially benefited by the proposed redevelopment project improvements and enable the redevelopment objectives for the Original Project Area to be achieved.

#### **4. ELIGIBILITY OF ADDED AREA FOR DESIGNATION AS A BLIGHTED AREA**

The Added Area on the whole has not been subject to growth and development through investment by private enterprise. Based on the conditions present, the Added Area is not likely to be developed without the adoption of this Amendment.

An analysis was undertaken to establish whether the proposed Added Area is eligible for designation as a blighted area in accordance with the requirements of the Act. Based on this analysis, the Added Area so qualifies by virtue of the meaningful presence and reasonable distribution of the following conditions related to the three improved parcels which comprise the majority of the Added Area:

- Obsolescence
- Deterioration
- Presence of structures below minimum code standards
- Inadequate utilities
- Excessive land coverage and overcrowding of structures and community facilities
- Deleterious land use or layout
- Lack of community planning
- Lagging or declining EAV

The two vacant parcels in the Added Area qualify as blighted based on the meaningful presence and reasonable distribution of the following conditions:

- Obsolete platting
- Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land
- Lagging or declining EAV

#### **Need for Public Intervention**

Without public intervention, it is unlikely that the property will develop to its full potential or be compatible with the surrounding land use and development pattern. The addition of the Added Area to the Original Project Area will help to strengthen the economic viability and redevelopment potential of the Project Area and allow the redevelopment objectives of the Original Plan and Project to be achieved.

# APPENDIX A

## MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

### LEGAL DESCRIPTION

BEGINNING AT A POINT ON THE EAST LINE OF THE SE  $\frac{1}{4}$  OF SECTION 4-36-12 SAID POINT BEING 545 FEET SOUTH OF THE NE CORNER OF SAID SE  $\frac{1}{4}$ ; THENCE SOUTH ALONG SAID EAST LINE OF THE SE  $\frac{1}{4}$  TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORtheASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF WABASH RAILROAD COMPANY TO THE EAST LINE OF LAGRANGE ROAD; THENCE SOUTH ALONG SAID EAST LINE OF LAGRANGE ROAD TO THE SOUTH LINE OF SECTION 3-36-12; THENCE SOUTH 50 FEET TO A POINT SAID POINT BEING 50 FEET EAST OF THE EAST LINE OF SECTION 9-36-12; THENCE WESTERLY TO A POINT ON THE EAST LINE OF SECTION 9, SAID POINT BEING 50 FEET SOUTH OF THE NE CORNER OF SAID SECTION 9; THENCE WESTERLY ALONG THE SOUTH LINES OF 143<sup>RD</sup> STREET TO A POINT 244.27 FEET WEST OF THE WEST LINE OF RAVINIA AVE; THENCE NORTH TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO THE WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  OF SAID SECTION 9; THENCE SOUTH ALONG SAID WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  TO THE SOUTH LINE OF 143<sup>RD</sup> STREET; THENCE WEST ALONG SAID SOUTH LINE OF 143<sup>RD</sup> STREET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORtheASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY LINE OF SOUTHWEST HIGHWAY EXTENDED TO THE SOUTHWEST; THENCE NORtheASTERLY ALONG SAID EXTENDED NORTHWESTERLY LINE AND ALONG THE NORTHWESTERLY LINES OF SOUTHWEST HIGHWAY TO A POINT ON THE WEST LINE OF LAGRANGE ROAD; THENCE EASTERLY TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## **APPENDIX B**

### **MAIN STREET TRIANGLE ADDED AREA**

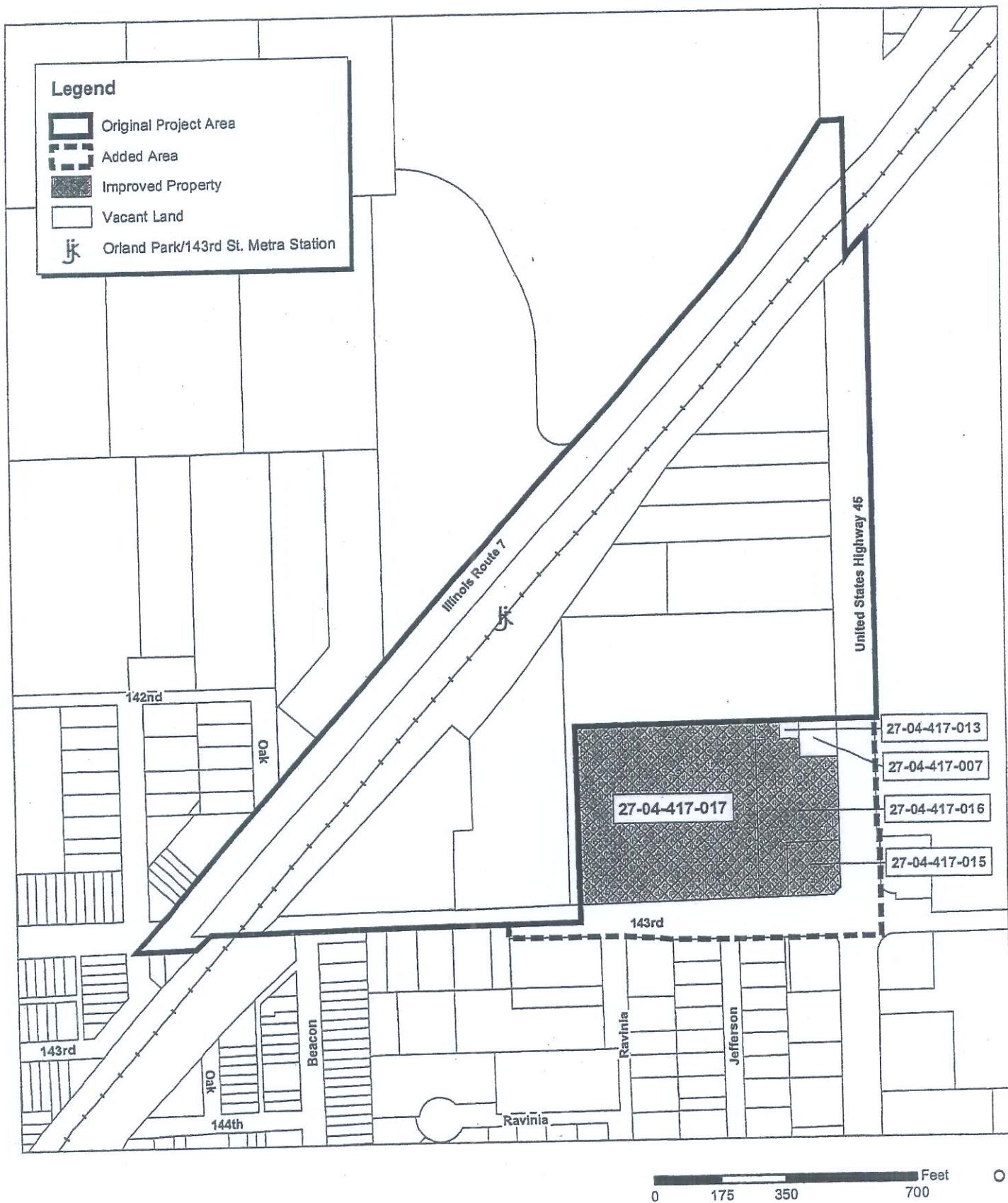
### **ELIGIBILITY STUDY**

The purpose of this study is to determine whether land adjacent to the Main Street Triangle Redevelopment Project Area qualifies for designation as a tax increment financing district within the definitions set forth under 65 ILCS 5/11-74.4 contained in the "Tax Increment Allocation Redevelopment Act" (65 ILCS 5/11-74.4-1 *et seq.*), as amended. This legislation focuses on the elimination of blighted or rapidly deteriorating areas through the implementation of a redevelopment plan. The Act authorizes the use of tax increment revenues derived in a project area for the payment or reimbursement of eligible redevelopment project costs.

The property proposed to be added to the Main Street Triangle Redevelopment Project Area (the "Added Area") is 10.5 acres in size and includes five tax parcels. The Orland Plaza Shopping Center occupies the majority of the Added Area and includes all three improved tax parcels. The Added Area also includes two tax parcels that are vacant land. One of these is owned by the Village and is the site of a demolished water tank.

This study summarizes the analyses and findings of the consultant's work, which, unless otherwise noted, is solely the responsibility of Camiros, Ltd. and does not necessarily reflect the views and opinions of potential developers or the Village of Orland Park. Camiros, Ltd. has prepared this report with the understanding that the Village would rely 1) on the findings and conclusions of this report in proceeding with the designation of the Study Area as a redevelopment project area under the Act, and 2) on the fact that Camiros, Ltd. has obtained the necessary information to conclude that the Added Area meets the requirements for designation as a redevelopment project area in compliance with the Act.

Before the tax increment financing ("TIF") technique can be used, the municipality must first determine that the proposed redevelopment area qualifies for designation as a "blighted area," "conservation area," or "industrial park conservation area." Based on the conditions present, this Eligibility Study (the "Study") finds that the Added Area qualifies for designation as a blighted area, both with respect to its improved area and with respect to its vacant area. The test of eligibility of the Added Area is based on the conditions of the area as a whole. The Act does not require that eligibility be established for each and every property in the Study Area.



**Figure A: Added Area Tax Parcels and Property Type**

**MAIN STREET TRIANGLE TIF**

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS

Date: May 2007

## Eligibility Studies and Analysis

An analysis was undertaken to determine whether any or all of the blighting factors listed in the Act are present in the Added Area, and if so, to what extent and in which locations. In order to accomplish this evaluation the following tasks were undertaken:

1. Exterior survey of the condition and use of each building.
2. Field survey of environmental conditions involving parking facilities, public infrastructure, site access, fences and general property maintenance.
3. Analysis of existing land uses and their relationships.
4. Comparison of surveyed buildings to zoning regulations.
5. Analysis of the current platting, building size and layout.
6. Analysis of building floor area and site coverage.
7. Review of previously prepared plans, studies, inspection reports and other data.
8. Analysis of real estate assessment data.
9. Review of available building permit records to determine the level of development activity in the area.
10. Review of building code violations

Where a factor is described as being present to a *meaningful* extent, the factor is present with respect to a majority of the improved or vacant tax parcels in the Added Area, as applicable. The presence of such conditions has a major adverse impact or influence on adjacent and nearby property. A factor described as being present to a *minor* extent indicates that the factor is present, but that the distribution of impact of the condition is more limited, affecting fewer than 50% of the improved or vacant tax parcels, as applicable. A statement that the factor is *not present* indicates that either no information was available or that no evidence was documented as a result of the various surveys and analyses. Factors whose presence could not be determined with certainty were not considered in establishing eligibility.

Each factor identified in the Act for determining whether an area qualifies as a blighted area is discussed below and a conclusion is presented as to whether or not the factor is present in the Added Area to a degree sufficient to warrant its inclusion as a blighting factor in establishing the eligibility of the area as a blighted area under the Act. These findings describe the conditions that exist and the extent to which each factor is present.

The Act establishes different eligibility factors for improved property and vacant land. Property within the Study Area consists of a combination of improved property and vacant land. In order to establish the eligibility of a redevelopment project area under the improved "blighted area" criteria established in the Act, at least five of 13 eligibility factors must be meaningfully present and reasonably distributed throughout the Study Area with respect to improved property. For vacant land, either two Vacant Blighted Area Option A Factors or one Vacant Blighted Area Option B Factor must be meaningfully present and reasonably distributed with respect to the vacant land. This eligibility study finds that the Added Area qualifies for designation as a

combination of an improved blighted area and vacant blighted area under the criteria contained in the Act.

## **Improved Property**

The Added Area contains three tax parcels that are classified as improved property. The following conclusions were reached with respect to conditions related to improved property.

### **1. *Dilapidation***

As defined in the Act, "dilapidation" refers to an advanced state of disrepair or neglect of necessary repairs to the primary structural components of buildings or improvement in such a combination that a documented building condition analysis determines that major repair is required or the defects are so serious and so extensive that the buildings must be removed.

None of the buildings has deteriorated to the point of being dilapidated.

*Conclusion: Dilapidation was not found to be present with respect to property in the Added Area.*

### **2. *Obsolescence***

As defined in the Act, "obsolescence" refers to the condition or process of falling into disuse. Structures have become ill suited for the original use. In making findings with respect to buildings, it is important to distinguish between *functional obsolescence* which relates to the physical utility of a structure, and *economic obsolescence* which relates to a property's ability to compete in the marketplace.

#### **Functional Obsolescence**

Historically, structures have been built for specific uses or purposes. The design, location, height, and space arrangement are intended for a specific occupant at a given time. Buildings become obsolete when they contain characteristics or deficiencies which limit their use and marketability after the original use ceases. The characteristics may include loss in value to a property resulting from an inherent deficiency existing from poor design or layout, the improper orientation of the building on its site, etc., which detracts from the overall usefulness or desirability of a property.

#### **Economic Obsolescence**

Economic obsolescence is normally a result of adverse conditions which cause some degree of market rejection and depreciation in market values.

If functionally obsolete properties are not periodically improved or rehabilitated, or economically obsolete properties are not converted to higher and better uses, the income and value of the property erodes over time. This value erosion leads to deferred maintenance, deterioration, and excessive vacancies. These manifestations of obsolescence then begin to have an overall blighting influence on surrounding properties and detract from the economic vitality of the overall area.

Obsolescence as a factor should be based upon the documented presence and reasonable distribution of buildings evidencing such obsolescence. Obsolete buildings contain characteristics or deficiencies that limit their long-term sound use or reuse. Obsolescence in such buildings is typically difficult and expensive to correct. Obsolete building types have an adverse affect on nearby and surrounding development and detract from the physical, functional and economic vitality of the area.

Buildings within the Added Area are both functionally and economically obsolete. All but one of the primary buildings for which building age can be documented are at least 35 years old. Conditions related to functional obsolescence include retail store sizes that are far below contemporary requirements, inadequate loading dock doors, inadequate provision for parking, and obsolete residential property that has been converted for use by the Recording for the Blind and Dyslexia (RFB&D). Economic obsolescence is demonstrated by a lack of growth in equalized assessed value.

*Conclusion: Obsolescence is present to a meaningful extent, affecting buildings on two of the three improved tax parcels. This factor is present to a meaningful extent and reasonably distributed throughout the Added Area affecting 67% of the improved tax parcels.*

### **3. Deterioration**

As defined in the Act, “deterioration” refers to, with respect to buildings, defects including, but not limited to, major defects in the secondary building components such as doors, windows, porches, gutters and downspouts, and fascia. With respect to surface improvements, the condition of roadways, alleys, curbs, gutters, sidewalks, off-street parking, and surface storage areas evidence deterioration, including, but not limited to, surface cracking, crumbling, potholes, depressions, loose paving material, and weeds protruding through paved surfaces.

Based on the definition given by the Act, deterioration refers to any physical deficiencies or disrepair in buildings or site improvements requiring treatment or repair. All of the tax parcels within the Added Area exhibit deterioration to varying degrees, with respect to site improvements and buildings.

*Conclusion: Deterioration is present to a meaningful extent and reasonably distributed throughout the Added Area, affecting each of the three improved tax parcels.*

### **4. Presence of Structures Below Minimum Code Standards**

As defined in the Act, the “presence of structures below minimum code standards” refers to all structures that do not meet the standards of zoning, subdivision, building, fire, and other governmental codes applicable to property, but not including housing and property maintenance codes.

As referenced in the definition above, the principal purposes of governmental codes applicable to properties are to require buildings to be constructed in such a way as to sustain

safety of loads expected from the type of occupancy; to be safe for occupancy against fire and similar hazards; and/or to establish minimum standards essential for safe and sanitary habitation. Structures below minimum code standards are characterized by defects or deficiencies that threaten health and safety.

Determination of the presence of structures below minimum code standards was based upon a review of available inspection reports and review of buildings and site improvements in relation to current zoning requirements. Orland Park's Zoning Ordinance requires that buildings along LaGrange Road be set back a minimum of 80 feet from the front lot line. The Orland Video building that fronts on LaGrange Road does not comply with this standard. The Zoning Ordinance also limits the amount of impervious surface on the site to 75%. All three improved parcels exceed this standard.

*Conclusion: The factor of structures below minimum code standards is present to a major extent affecting all improved tax parcels. Therefore, the factor of structures below minimum code standards is present to a meaningful extent and reasonably distributed throughout the Added Area.*

##### **5. *Illegal Use of Structures***

There is an illegal use of a structure when structures are used in violation of federal, state or local laws. Based on the surveys conducted, no structures in the Added Area are used illegally.

*Conclusion: This factor was found not to be present within the Added Area.*

##### **6. *Excessive Vacancies***

As defined in the Act, "excessive vacancies" refers to the presence of buildings that are unoccupied or under-utilized and that represent an adverse influence on the area because of the frequency, extent, or duration of the vacancies.

*Conclusion: Excessive vacancies is not present to a meaningful extent within the Added Area.*

##### **7. *Lack of Ventilation, Light, or Sanitary Facilities***

As defined in the Act, "lack of ventilation, light, or sanitary facilities" refers to the absence of adequate ventilation for light or air circulation in spaces or rooms without windows, or that require the removal of dust, odor, gas, smoke, or other noxious airborne materials. Inadequate natural light and ventilation means the absence or inadequacy of skylights or windows for interior spaces or rooms and improper window sizes and amounts by room area to window area ratios. "Inadequate sanitary facilities" refers to the absence or inadequacy of garbage storage and enclosure, bathroom facilities, hot water and kitchens, and structural inadequacies preventing ingress and egress to and from all rooms and units within a building.

*Conclusion: This factor was not observed during the site survey of the Added Area.*

### **8. Inadequate Utilities**

As defined in the Act, "inadequate utilities" refers to underground and overhead utilities such as storm sewers and storm drainage, sanitary sewers, water lines, and gas, telephone, and electrical services that are shown to be inadequate. Inadequate utilities are those that are: (i) of insufficient capacity to serve the uses in the redevelopment project area, (ii) deteriorated, antiquated, obsolete, or in disrepair, or (iii) lacking within the redevelopment project area.

There is an existing storm sewer that runs through the middle of the Added Area that is antiquated and inadequate to handle existing and proposed developments. Water mains that serve the Added Area are approximately 50 years old and are near the end of their useful life. Sanitary sewers are mostly clay pipe which are deteriorated, prone to leaks and also at the end of their useful life. Replacement of these utilities is required to support new development. As redevelopment occurs, relocation will also be required to correspond to new public rights-of-way required to serve new public and private development.

*Conclusion: Inadequate utilities is present to a meaningful extent and reasonably distributed throughout the Added Area, affecting all improved tax parcels..*

### **9. Excessive Land Coverage or Overcrowding of Community Facilities**

As defined in the Act, "excessive land coverage or overcrowding of community facilities" refers to the over-intensive use of property and the crowding of buildings and accessory facilities onto a site. Examples of problem conditions warranting the designation of an area as one exhibiting excessive land coverage are: (i) the presence of buildings either improperly situated on parcels or located on parcels of inadequate size and shape in relation to present-day standards of development for health and safety and (ii) the presence of multiple buildings on a single parcel. For there to be a finding of excessive land coverage, these parcels must exhibit one or more of the following conditions: insufficient provision for light and air within or around buildings, increased threat of spread of fire due to the close proximity of buildings, lack of adequate or proper access to a public right-of-way, lack of reasonably required off-street parking, or inadequate provision for loading and service.

Evidence of this factor within the Added Area includes circulation and parking conflicts between loading areas and active commercial uses at the rear of the shopping center. The drive-through lane for the bank is not separated from the drive-through aisle and parking lot for the center. There is also inadequate provision for loading and service access.

*Conclusion: Excessive land coverage and overcrowding of structures and community facilities is present to a major extent, affecting the two largest of the three improved tax parcels in the Added Area. Therefore, this factor is meaningfully present and reasonably distributed throughout the Added Area.*

#### **10. Deleterious Land Use or Layout**

As defined in the Act, "deleterious land-use or layout" refers to the existence of incompatible land-use relationships, buildings occupied by inappropriate mixed-uses, or uses considered to be noxious, offensive, or unsuitable for the surrounding area.

Incompatible land use relationships include the presence of office uses at the rear of the shopping center with entrances immediately adjacent to garbage enclosures and loading areas. These uses are incompatible with the layout and function of the mall.

*Conclusion: The factor of deleterious land-use or layout is found to be present on the two largest of the three improved tax parcels. This factor is meaningfully present and reasonably distributed throughout the Added Area.*

#### **11. Environmental Clean-Up Requirements**

As defined in the Act, "environmental clean-up" means that the area has incurred Illinois Environmental Protection Agency or United States Environmental Protection Agency remediation costs for, or a study conducted by an independent consultant recognized as having expertise in environmental remediation has determined a need for, the clean-up of hazardous waste, hazardous substances, or underground storage tanks required by State or federal law, provided that the remediation costs constitute a material impediment to the development or redevelopment of the redevelopment project area.

*Conclusion: No existing environmental surveys were found that identify sites within the Added Area as environmentally contaminated, nor were any such surveys conducted as part of this Study. Therefore, the presence of environmental contamination could not be determined.*

#### **12. Lack of Community Planning**

*As defined in the Act, "lack of community planning" means that the proposed redevelopment project area was developed prior to or without the benefit or guidance of a community plan. This means that the development occurred prior to the adoption by the municipality of a comprehensive or other community plan or that the plan was not followed at the time of the area's development. This factor must be documented by evidence of adverse or incompatible land-use relationships, inadequate street layout, improper subdivision, parcels of inadequate shape and size to meet contemporary development standards, or other evidence demonstrating an absence of effective community planning.*

The buildings and uses included in the Added Area were developed well before the effective date of Orland Park's current Comprehensive Plan. Access into Orland Plaza is difficult due to the traffic volumes on LaGrange Road and 143<sup>rd</sup> Street. There is no signalized access to the center, making left turns dangerous. The RFB&D facility is oddly sited and set behind the shopping center on a small lot with no street frontage and inadequate parking.

*Conclusion: Lack of community planning as a factor is present to a major extent, affecting the entire Added Area. Therefore, this factor is meaningfully present and reasonably distributed throughout the Added Area.*

### **13. Lagging or Declining Equalized Assessed Value**

As defined in the Act, this factor is present when the Study Area can be described by one of the following three conditions: 1) the total equalized assessed value ("EAV") has declined in three of the last five years; 2) the total EAV is increasing at an annual rate that is less than the balance of the municipality for three of the last five years; or 3) the total EAV is increasing at an annual rate that is less than the Consumer Price Index for all Urban Consumers for three of the last five years.

*Table A: Comparative Increase in Equalized Assessed Value – Improved Property* compares the annual change in EAV for improved property within the Added Area with the balance of the Village.

**Table A:  
COMPARATIVE INCREASE IN EQUALIZED ASSESSED VALUE – IMPROVED PROPERTY**

	2005*	2004	2003	2002*	2001
Added Area Improved Property	\$5,562,325	\$4,206,881	\$4,151,151	\$4,292,785	\$2,987,722
	32.22%	1.34%	-3.30%	43.68%	3.88%
Balance of Orland Park	18.94%	6.25%	2.89%	22.11%	6.68%

\*Reassessment years

Source: Cook County Tax Extension Office

As shown in Table A, the equalized assessed value of improved property within the Study Area declined in one year and increased at a slower rate than the balance of the Village for two other tax years. Thus, the statutory test for the presence of this condition is satisfied.

*Conclusion: Lagging or declining EAV is meaningfully present and reasonably distributed within the Added Area.*

On the basis of the above analysis of current conditions, the improved part of the Added Area meets the criteria for qualification as a blighted area. The Added Area exhibits the presence of eight of the 13 improved blighted area factors. All are meaningfully present and reasonably distributed throughout the Added Area. Only five factors are required to qualify as a blighted area under the Act.

### **Vacant Land**

Two tax parcels are classified as vacant land for purposes of this eligibility analysis. Vacant areas within the Study Area may qualify for designation as part of a redevelopment project area, if the sound growth of the redevelopment project area is impaired by a combination of two of six

factors listed in section 11-74.4-3(a)(2) of the Act, each of which is (i) present, with that presence documented, to a meaningful extent so that a municipality may reasonably find that the factor is clearly present within the intent of the Act and (ii) reasonably distributed throughout the vacant part of the redevelopment project area to which it pertains. As described below, the vacant part of the Added Area exhibits the presence of three of these factors, as described below.

*a. Obsolete Platting*

This factor is present when the platting of vacant land results in parcels of limited or narrow size or configuration of parcels in irregular size or shape that would be difficult to develop on a planned basis, in a manner compatible with contemporary standards and requirements. Obsolete platting is also evident where there is a failure to create rights-of-way for streets or alleys or where public rights-of-way are of inadequate widths, or easements for public utilities have not been provided.

The small Village-owned parcel lacks access to public right-of-way and at 2,500 square feet is too small for commercial development. While the second parcel has street frontage, it is of insufficient lot depth to accommodate a building and meet the LaGrange Road setback requirements and too narrow to accommodate a curb cut without conflicting to the neighboring parcels curb cut to the south.

*Conclusion: This factor affects both vacant tax parcels. Thus, this condition is meaningfully present and reasonably distributed within the Added Area.*

*b. Diversity of Ownership*

This factor is present when the number of owners of the vacant land is sufficient in number to retard or impede the assembly of land for development. Vacant land within the Added Area is owned by the Village and one private owner.

*Conclusion: While there are two owners of the vacant parcels, this factor is not considered to be meaningfully present with respect to the Added Area and was not used to qualify the vacant portion of the Added Area as blighted under the Act.*

*c. Tax and Special Assessment Delinquencies*

This factor exists when tax or special assessment delinquencies exist or the vacant land has been the subject of tax sales under the property tax code within the last five years. No tax delinquencies were identified during the analysis of equalized assessed value changes.

*Conclusion: This factor is not present within the Added Area.*

*d. Deterioration of Structures or Site Improvements in Neighboring Areas Adjacent to the Vacant Land*

Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land includes the improved areas as described in the previous sections. The criteria used for

evaluating the deterioration of structures and site improvements in neighboring areas is presented in greater detail elsewhere in the Eligibility Study.

The improved part of the Added Area is adjacent to the vacant portion of the Added Area. As described previously in this report, deterioration is present to a meaningful degree in the improved portion of the Added Area. The factor of deterioration of structures or site improvements in neighboring areas adjacent to the vacant land is present to a meaningful extent and impacts all of the vacant tax parcels.

*Conclusion: Deterioration of structures or site improvements in neighboring areas adjacent to the vacant area impacts both vacant tax parcels to a major extent and is therefore present to a meaningful extent and reasonably distributed throughout the vacant parts of the Added Area.*

*e. Lagging or Declining EAV*

As defined in the Act, a "declining or lagging equalized assessed valuation" means that the total equalized assessed value of the proposed redevelopment project area has declined for 3 of the last 5 calendar years prior to the year in which the redevelopment project is designated or is increasing at an annual rate that is less than the balance of the municipality for 3 of the last 5 calendar years for which information is available or is increasing at an annual rate that is less than the Consumer Price Index for All Urban Consumers published by the United States Department of Labor or successor agency for 3 of the last 5 calendar years prior to the year in which the redevelopment project area is designated.

The vacant portion of the Added Area experienced a growth rate in EAV that lagged behind the growth rate for the balance of the Village in three of the last five years and declined in one other year. *Table B: Comparative Increase in Equalized Assessed Value – Vacant Land* presents the percent change in EAV by year for the vacant portion of the Added Area and the rate of growth in EAV for the balance of the Village.

**Table B:**  
**COMPARATIVE INCREASE IN EQUALIZED ASSESSED VALUE – VACANT LAND**

	2005*	2004	2003	2002*	2001
Added Area Vacant Land	\$60,104	\$56,665	\$54,116	\$54,316	\$40,652
	6.07%	4.71%	-0.37%	33.61%	3.88%
Balance of Orland Park	18.94%	6.25%	2.89%	22.11%	6.68%

\*Reassessment years

Source: Cook County Tax Extension Office

*Conclusion: The vacant portion of the Added Area satisfies the definition contained in the Act with respect to lagging or declining EAV for four of the past five years. Therefore, this factor is meaningfully present and reasonably distributed throughout the Added Area.*

*f. Environmental Clean-Up*

As defined in the Act, "environmental clean-up" means that the area has incurred Illinois Environmental Protection Agency or United States Environmental Protection Agency remediation costs for, or a study conducted by an independent consultant recognized as having expertise in environmental remediation has determined a need for, the clean-up of hazardous waste, hazardous substances, or underground storage tanks required by State or federal law, provided that the remediation costs constitute a material impediment to the development or redevelopment of the redevelopment project area.

*Conclusion: No existing environmental surveys were found that identify other sites within the Added Area as environmentally contaminated, nor were any such surveys conducted as part of this Study. Therefore, this factor was not found to be present within the Added Area.*

On the basis of the above analysis of current conditions, the vacant portion of the Added Area meets the criteria for qualification as a blighted area. The Added Area exhibits the presence of three of six blighted area factors that are meaningfully present and reasonably distributed throughout the Added Area. The presence of two of these factors is required to qualify as a blighted area under the Act.

The distribution of eligibility factors for improved property and vacant land is summarized in *Table C: Distribution of Blighting Factors.*

**Table C:**  
**DISTRIBUTION OF BLIGHTING FACTORS**

Improved Tax Parcels	Improved Property Eligibility Factors ("X": factor present)												
	1	2	3	4	5	6	7	8	9	10	11	12	13
27-04-417-015-0000			X	X				X				X	X
27-04-417-016-0000		X	X	X				X	X	X		X	X
27-04-417-017-0000		X	X	X				X	X	X		X	X
Number of Parcels Where Factor is Present	0	2	3	3				3	2	2		3	3
% of Improved Parcels		67%	100%	100%				100%	67%	67%		100%	100%

	Legend of Eligibility Factors- Improved Property												
1	Dilapidation												
2	Obsolescence												
3	Deterioration												
4	Presence of structures below minimum code standards												
5	Illegal use of structures												
6	Excessive vacancies												
7	Lack of ventilation, light or sanitary facilities												
8	Inadequate utilities												
9	Excessive land coverage or overcrowding of community facilities												
10	Deleterious land use or layout												
11	Environmental contamination												
12	Lack of community planning												
13	Lagging or declining EAV.												

Vacant Tax Parcels	Vacant Land Eligibility Factors ("X" = factor present)												
	Option A Factors (2 required)						Option B Factors (1 required)						
	A	B	C	D	E	F	G	H	I	J	K		
27-04-417-007-0000	X			X		X							
27-04-417-013-0000	X			X		X							
Factor Present	2			2		2							
% of Total	100%			100%		100%							

	Legend of Eligibility Factors - Vacant Land												
A	Obsolete platting												
B	Diversity of ownership												
C	Tax and special assessment delinquencies												
D	Deterioration of structure or site improvements in areas adjacent to vacant land												
E	Environmental contamination												
F	Lagging or declining equalized assessed valuation												
G	Unused quarries, mines or strip ponds												
H	Unused rail yards, rail tracks or railroad right-of-ways												
I	Subject to chronic flooding as certified by registered engineer or regulatory agency												
J	Unused or illegal disposal site												
K	Blighted before becoming vacant												

## APPENDIX C

### MAIN STREET TRIANGLE ADDED AREA

#### INITIAL EQUALIZED ASSESSED VALUE

#	PIN NUMBER	2005 EAV
1	27-04-417-007-0000	\$60,104
2	27-04-417-013-0000	EXEMPT
3	27-04-417-015-0000	\$483,985
4	27-04-417-016-0000	\$946,723
5	27-04-417-017-0000	\$4,131,617
Total Initial EAV		\$5,622,429

## **APPENDIX D**

### **ORIGINAL REDEVELOPMENT PLAN AND PROJECT**

MAIN STREET TRIANGLE TAX INCREMENT FINANCING REDEVELOPMENT  
PLAN AND PROJECT AS APPROVED BY THE VILLAGE BOARD OF THE  
VILLAGE OF ORLAND PARK ON OCTOBER 7, 2004

**MAIN STREET TRIANGLE  
TAX INCREMENT FINANCING  
REDEVELOPMENT PLAN AND PROJECT**

**Prepared for the  
Village of Orland Park**

**By:  
Camiros, Ltd.**

**April 2004**

**This plan is subject to review and may be revised after comment and public hearing**

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## 1. INTRODUCTION

This document presents a Tax Increment Financing Redevelopment Plan and Project (hereinafter referred to as the "Plan") pursuant to the Tax Increment Allocation Redevelopment Act (65 ILCS 5/11-74.4-1 et seq.) as amended, (the "Act") for the Main Street Triangle Redevelopment Project Area (the "Project Area") located in the Village of Orland Park, Illinois (the "Village"). The Project Area boundaries are delineated on *Figure 1, Redevelopment Project Area Boundary Map* in *Appendix A* and legally described in *Appendix B*. The Project Area boundaries are generally Southwest Highway, LaGrange Road and 143<sup>rd</sup> Street, excluding the Orland Plaza shopping center.

The Plan responds to problem conditions within the Project Area and reflects a commitment by the Village to improve and revitalize the Project Area. As described in the Plan, the Project Area has significant potential for new mixed-use development supported by improved commuter rail service.

The Plan summarizes the analyses and findings of Camiros, Ltd. (hereinafter referred to as "The Consultant") which, unless otherwise noted, is the responsibility of the Consultant. The Village is entitled to rely on the findings and conclusions of this Plan in designating the Redevelopment Project Area as a redevelopment project area under the "Act." The Consultant has prepared this Plan and the related eligibility study with the understanding that the Village would rely: 1) on the findings and conclusions of the Plan and the related eligibility study in proceeding with the designation of the Redevelopment Project Area and the adoption and implementation of the Plan, and 2) on the fact that the Consultant has obtained the necessary information to ensure the Plan and the related eligibility study are in compliance with the Act.

The Plan presents certain factors, research and analysis undertaken to document the eligibility of the Project Area for designation as a "blighted area" tax increment financing ("TIF") district. The need for public intervention, goals and objectives, land use policies, and other policy materials are presented in the Plan. The results of a study documenting the eligibility of the Project Area as a blighted area are presented in *Appendix C, Eligibility Study* (the "Study").

### **Tax Increment Financing**

In adopting the Act, the Illinois State Legislature pursuant to Section 5/11-74.4-2(a) found that:

...there exists in many municipalities within this State blighted, conservation and industrial park conservation areas as defined herein;

and pursuant to Section 5/11-74.4-2(b) also found that:

...in order to promote and protect the health, safety, morals and welfare of the public, that blighted conditions need to be eradicated... and that redevelopment of such areas be undertaken... The eradication of blighted areas... by redevelopment projects is hereby declared to be essential to the public interest.

In order to use the tax increment financing technique, a municipality must first establish that the proposed redevelopment project area meets the statutory criteria for designation as a "blighted area," "conservation area" or "industrial park conservation area." A redevelopment plan must then be prepared pursuant to Sections 65 ILCS 5/11-74.4-3, et seq. of the Act, which describes the development or redevelopment program intended to be undertaken to reduce or eliminate those conditions which qualified the redevelopment project area as a "blighted area," "conservation area," or combination thereof, or "industrial park conservation area," and thereby enhance the tax base of the taxing districts which extend into the redevelopment project area.

In order to be adopted, a municipality seeking to qualify a redevelopment project area as a "blighted area" must find that a Plan meets the following conditions pursuant to Section 5/11-74.4-3(n) of the Act:

(1) The redevelopment project area on the whole has not been subject to growth and development through investment by private enterprise and would not be reasonably anticipated to be developed without the adoption of the redevelopment plan; (2) the redevelopment plan and project conform to the comprehensive plan for the development of the municipality as a whole, or, for municipalities with a population of 100,000 or more, regardless of when the redevelopment plan and project was adopted, the redevelopment plan and project either: (i) conforms to the strategic economic development or redevelopment plan issued by the designated planning authority of the municipality, or (ii) includes land uses that have been approved by the planning commission of the municipality; and (3) the redevelopment plan establishes the estimated dates of completion of the redevelopment project and retirement of obligations issued to finance redevelopment project costs (which dates shall not be later than December 31 of the year in which the payment to the municipal treasurer as provided in 65 ILCS 5/11-74.4-8(b) of the Act is to be made with respect to ad valorem taxes levied in the twenty-third calendar year after the year in which the ordinance approving the redevelopment project area is adopted.

Redevelopment projects are defined as any public or private development projects undertaken in furtherance of the objectives of the redevelopment plan and in accordance with the Act. The Act provides a means for municipalities, after the approval of a redevelopment plan and project, to redevelop blighted, conservation, or industrial park conservation areas and to finance eligible "redevelopment project costs" with incremental property tax revenues. "Incremental Property Tax" or "Incremental Property Taxes" are derived from the increase in the current equalized assessed value ("EAV") of real property within the redevelopment project area over and above the "Certified Initial EAV" of such real property. Any increase in EAV is then multiplied by the current tax rate to arrive at the Incremental Property Taxes. A decline in current EAV does not result in a negative Incremental Property Tax.

To finance redevelopment project costs, a municipality may issue obligations secured by Incremental Property Taxes to be generated within the redevelopment project area. In addition, a municipality may pledge towards payment of such obligations any part or any combination of the following:

- (a) net revenues of all or part of any redevelopment project;
- (b) taxes levied and collected on any or all property in the municipality;
- (c) the full faith and credit of the municipality;
- (d) a mortgage on part or all of the redevelopment project; or
- (e) any other taxes or anticipated receipts that the municipality may lawfully pledge.

Tax increment financing does not generate tax revenues. This financing mechanism allows the municipality to capture, for a certain number of years, the new tax revenues produced by the enhanced valuation of properties resulting from the municipality's redevelopment program, improvements and activities, various redevelopment projects, and the reassessment of properties. This revenue is then reinvested in the area through rehabilitation, developer subsidies, public improvements and other eligible redevelopment activities. Under tax increment financing, all taxing districts continue to receive property taxes levied on the initial valuation of properties within the redevelopment project area. Additionally, taxing districts can receive distributions of excess Incremental Property Taxes when annual Incremental Property Taxes received exceed principal and interest obligations for that year and redevelopment project costs necessary to implement the redevelopment plan have been paid and such excess Incremental Property Taxes are not otherwise required, pledged or otherwise designated for other redevelopment projects. Taxing districts also benefit from the increased property tax base after redevelopment project costs and obligations are paid.

The Village authorized an evaluation to determine whether a portion of the Village, to be known as the Main Street Triangle Redevelopment Project Area, qualifies for designation as a blighted area pursuant to the provisions contained in the Act. If the Project Area is so qualified, the Village requested the preparation of a redevelopment plan for the Project Area in accordance with the requirements of the Act.

### **The Main Street Triangle Redevelopment Project Area Overview**

The Project Area is approximately 37.9 acres in size. The Project Area is comprised of improved property, vacant land, and public and railroad rights-of-way. All of the existing development dates from the 1950s and 1960s. The utilities serving the Project Area are of similar age and have reached the end of their useful lives.

Metra has committed to building a new commuter rail station within the Project Area. Such redevelopment is consistent with the transit-oriented mixed use land use pattern envisioned for this area in the Comprehensive Plan. The current land uses do not relate well with the planned uses and necessitate redevelopment of the entire Project Area.

The Village owns two properties within the Project Area and Metra recently acquired vacant land adjacent to the railroad tracks, which it plans to develop for commuter parking. At present, the Metra parcel is landlocked without direct public street access.

There are a total of eleven tax parcels within the Project Area. Three parcels are vacant land and eight parcels are improved property. The improved portion of the Project Area includes two tax parcels that contain active railroad right-of-way.

The improved portion of the Project Area is characterized by:

- Dilapidation
- Obsolescence
- Deterioration
- Presence of structures below minimum code standards
- Excessive vacancies
- Lack of ventilation, light or sanitary facilities
- Inadequate utilities
- Excessive land coverage or overcrowding of community facilities
- Deleterious land use or layout
- Lack of community planning
- Lagging or declining equalized assessed valuation (EAV)

Vacant land within the Project Area suffers from the following statutory qualifying factors:

- Deterioration of structures or site improvements in adjacent areas
- Lagging or declining equalized assessed valuation (EAV)
- Unused or illegal disposal site
- Blighted before becoming vacant

As a result of these conditions, the Project Area is in need of redevelopment, rehabilitation and/or revitalization. In recognition of the unrealized potential of the Project Area, the Village is taking action to facilitate its revitalization.

The Project Area, as a whole, has not been subject to growth and development by private enterprise and would not reasonably be anticipated to be developed without the adoption of the Plan. Despite previous efforts by the Village to induce private redevelopment of the Project Area in accordance with the Village's Comprehensive Plan, redevelopment has not occurred.

The *Eligibility Study*, attached hereto as *Appendix C*, concludes that property in this area is experiencing deterioration and disinvestment. The analysis of conditions within the Project Area indicates that it is appropriate for designation as a blighted area in accordance with the Act.

The purpose of the Plan is to create a mechanism to allow for the development of new residential, commercial and community facilities on existing vacant and underutilized land; the redevelopment of obsolete land uses; and the improvement of the area's physical environment and infrastructure; and furthering the Village's long-standing comprehensive planning goals for the Main Street Triangle. The redevelopment of the Project Area is expected to encourage residential and economic revitalization within the community and the surrounding area.

The Plan has been formulated in accordance with the provisions of the Act. This document is a guide to all proposed public and private actions in the Project Area.

## 2. PROJECT AREA DESCRIPTION

The proposed boundaries of the Main Street Triangle Redevelopment Project Area are shown in *Figure 1, Redevelopment Project Area Boundary Map* (see *Appendix A*). The Project Area is approximately 37.9 acres in size, including public rights-of-way. A legal description of the Project Area is included as *Appendix B* of this document. The Project Area includes only those contiguous parcels that are anticipated to be substantially benefited by the proposed redevelopment project improvements and, which, collectively qualify for designation as a "blighted area."

The Project Area is irregular in shape and is generally bounded by LaGrange Road, 143<sup>rd</sup> Street and Southwest Highway, excluding the Orland Plaza shopping center which is located at the northwest corner of LaGrange Road and 143<sup>rd</sup> Street. The general area has been the subject of various planning studies in recent years and is designated for commercial and residential mixed use development in the Orland Park Comprehensive Plan.

### Community Context

The Project Area is located at the intersection of two primary roadways and is the location of one of Orland Park's three Metra stations. The Project Area slopes nearly 40 feet in elevation from a low point of 677 feet above sea level at the northernmost tip of the triangle to a high elevation of 715 feet above sea level along 143<sup>rd</sup> Street, just southwest of the Beatty Building Materials building. Land uses immediately adjacent to the Project Area include:

*East* – Orland Plaza abuts the southern portion of the Project Area. A gas station is located at the northeast corner of LaGrange Road and 143<sup>rd</sup> Street. The remainder of the land immediately to the east of the Project Area on the east side of LaGrange Road is vacant land.

*South* – Orland Plaza is immediately south of the eastern portion of the Project Area. A mix of older, smaller convenience and services commercial uses are located along the south side of 143<sup>rd</sup> Street, across from the Project Area. Much of this area is within the Village's designated historical district.

*West* – Most of the area west of Southwest Highway is Cook County Forest Preserve land, although there is a small cluster of commercial and residential uses, together with an elementary school, along the north side of 143<sup>rd</sup> Street, just west of Southwest Highway.

*North* – Forest Preserve land is located along the west side of LaGrange Road north of the railroad. The east side of LaGrange Road in this area contains low intensity commercial and industrial uses.

## Current Land Use and Community Facilities

The current land use within the Project Area consists of vacant land, retail facilities and other commercial uses. The current configuration of land use is represented in *Figure 2, Existing Land Use (see Appendix A)*. Existing buildings in the Project Area support a range of uses including a hardware store, commercial services, building material supply, offices, and warehouse and storage facilities.

Most buildings fronting on LaGrange Road are single-story with office or retail space in front and warehouse and storage space in the rear. The warehouse space is generally accessible from side or rear loading areas. The rear portion of these lots contain large, unimproved vacant areas that extend to the railroad tracks.

The Project Area is primarily zoned BIZ: General Business District, with some portions zoned MFG: Manufacturing District. Zoning reflects current use rather than the land use policy set forth for the Main Street Triangle area in the Comprehensive Plan.

A variety of public and private utilities serve the Project Area via antiquated above ground power poles and underground utilities. Commonwealth Edison and Nicor provide electricity and natural gas. Cable TV and telephone connections also serve the Project Area via the above ground power poles. The Village provides connections to the water, sanitary sewer and storm sewer systems.

## Transportation Characteristics

A Metra commuter rail station is currently located at the southern edge of the Project Area near 143<sup>rd</sup> Street. Metra is in the process of extending double track to 143<sup>rd</sup> Street, which will allow the expansion of commuter service. A new train station and commuter parking facilities are planned to meet the anticipated increase in ridership.

The Project Area has excellent vehicular regional accessibility. Both LaGrange Road and 143<sup>rd</sup> Street, which provide direct access to private property within the Project Area, are important traffic routes within Orland Park and the surrounding region.

LaGrange Road is a major north-south arterial with peak hour traffic volumes of approximately 3,300 vehicles (35,000 vehicle trips per day). LaGrange Road is a four-lane roadway with left turn lanes at key intersections. The intersection of LaGrange Road and 143<sup>rd</sup> Street is currently in Phase II engineering to complete construction plans for geometric improvements designed to increase the capacity of the intersection. The Illinois Department of Transportation (IDOT) has also tentatively approved the installation of a new traffic signal on LaGrange Road that would provide ingress and egress to the Project Area.

143<sup>rd</sup> Street is a two lane roadway that widens to four lanes at the LaGrange Road intersection, with traffic volumes of approximately 20,000 vehicle trips per day. The Village is moving forward with the improvement of 143<sup>rd</sup> Street from LaGrange Road to Wolf Road, approximately two miles west of the Project Area. This roadway will be completely reconstructed into a four lane facility, two lanes in each direction with a median/left turn lane.

Southwest Highway forms the Project Area's western boundary and has traffic volumes of approximately 12,500 vehicle trips per day. There is no interchange between LaGrange Road and Southwest Highway, which crosses LaGrange Road on a bridge structure. Because of the railroad tracks that are located immediately east and parallel to Southwest Highway and significant grade changes, Southwest Highway does not provide direct access to private property in the Project Area.

### **3. ELIGIBILITY OF THE PROJECT AREA FOR DESIGNATION AS A BLIGHTED AREA**

The Project Area, on the whole, has not been subject to significant growth and development through investment by private enterprise. Based on the conditions present, the Project Area is not likely to be comprehensively or effectively developed without the adoption of the Plan. A series of studies were undertaken to establish whether the proposed Project Area is eligible for designation as a blighted area in accordance with the requirements of the Act. This analysis concluded that the Project Area so qualifies.

The Project Area contains a total of eleven tax parcels, which are identified in *Figure C, Tax Map* in *Appendix C*. Eight tax parcels are classified as improved property and three tax parcels consist entirely of vacant land. Two tax parcels consist of railroad right-of-way, reflecting two leasehold interests.

For improved property, the presence of five of the 13 conditions set forth in the Act is required for designation as a blighted area. These factors must be meaningfully present and reasonably distributed within the Project Area. Of the 13 factors cited in the Act for improved property, eleven factors are present within the Project Area. Eight of these factors are meaningfully present, while three factors are present to a minor extent. All factors are reasonably distributed throughout the Project Area.

The following factors were found to a meaningful extent within the Project Area:

- Obsolescence (affecting 63% of improved tax parcels)
- Deterioration (affecting 100% of improved tax parcels)
- Presence of structures below minimum code standards (affecting 75% of improved tax parcels)
- Inadequate utilities (affecting 100% of improved tax parcels)
- Excessive land coverage or overcrowding of community facilities (affecting 88% of improved tax parcels)
- deleterious land use or layout (affecting 75% of improved tax parcels)
- Lack of community planning (affecting the entire Project Area)
- Lagging or declining equalized assessed valuation (affecting the entire Project Area)

The following factors are present to a *minor* extent with respect to improved property, affecting less than 50% of the improved tax parcels within the Project Area:

- Dilapidation (affecting 38% of improved tax parcels)
- Excessive vacancies (affecting 25% of improved tax parcels)
- Lack of ventilation, light or sanitary facilities (affecting 25% of improved tax parcels)

Three tax parcels consist entirely of vacant land. With respect to vacant land within the Project Area, the following Vacant Blighted Area Option A factors were found to be present and reasonably distributed:

- Deterioration of structure or site improvements in areas adjacent to vacant land (meaningfully present, affecting all vacant tax parcels)
- Lagging or declining EAV (present to a meaningful extent, affecting 100% of the vacant tax parcels)

In addition, two Vacant Blighted Area Option B factors were found to be present:

- Area contains unused or illegal disposal sites (present to a minor extent, affecting one vacant tax parcel)
- Qualified as blighted before becoming vacant (present to a minor extent, affecting one vacant tax parcel)

For more detail on the basis for eligibility, refer to the Study in *Appendix C*.

### Need for Public Intervention

Public intervention is needed to achieve the Village's long-standing development objectives for the Project Area. There has been little significant private investment in the area in the past decade. Private improvements have generally been limited to remodeling and correction of code violations. All of the existing buildings are more than 35 years of age.

In an effort to spur private redevelopment within the Project Area, the Village adopted Ordinance No: 3425 on September 19, 2000, designating the Metra Triangle Commercial Area (also known as the Main Street Triangle) as a Business Redevelopment District under 65 ILCS 5/11-74.3. The Village concluded that development and redevelopment is unlikely to occur without support from the Village through economic incentives, property acquisition, administrative and planning guidance, and other forms of economic development assistance and that "without such insistence, part of the area may remain vacant and undeveloped and other parts of the area in need of redevelopment may remain undeveloped over the next several years."

While the Village has begun to acquire available land within the Project Area in order to assist in the assembly of redevelopment sites and to facilitate the construction of a new Metra station and associated commuter parking facilities, the Village now recognized that the tools available to it under the 65 ILCS 5/11-74.3 are insufficient to attract private investment to the Project Area. Consequently, the Village of Orland Park has determined that designation as a tax increment financing district is needed to achieve the Village's development objectives for the Project Area.

## 4. REDEVELOPMENT PLAN GOALS AND OBJECTIVES

The proposed Redevelopment Plan and Project is consistent with Village plans for the area. The land uses contained in the General Land Use Plan are consistent with the Orland Park Comprehensive Plan. The following goals and objectives are provided to guide development in the Project Area.

### General Goals

- Reduce or eliminate deleterious conditions.
- Provide for the orderly transition from obsolete land uses to more appropriate land use patterns.
- Promote redevelopment that would create a distinctive new "Town Center" area that will provide a unique new focal point within Orland Park.
- Create an attractive environment through streetscape enhancements and other public improvements that encourage new residential and commercial development.
- Improve public facilities and amenities, including new streets and utility infrastructure.
- Enhance the tax base of the Project Area, while creating jobs for residents.

### Redevelopment Objectives

- Encourage private investment, especially new development on vacant land within the Project Area.
- Direct development activities to appropriate locations within the Project Area in accordance with the land use plan and general land use strategies.
- Facilitate development of underutilized property for uses that have demonstrated market support.
- Integrate development of a new Metra station, related parking facilities and other "transit-friendly" components into a mixed use development that successfully combines commercial, residential and public land uses.
- Encourage visually attractive buildings, rights-of-way and open spaces and encourage high standards of design.
- Establish a "visual gateway," highlighting entry into Orland Park's primary shopping area.
- Minimize the number of vehicular access points from LaGrange Road and 143<sup>rd</sup> Street, in order to improve safety.
- Provide an adequate supply of conveniently located and attractively designed parking to accommodate shoppers, business patrons, employees, residents and commuters.

## Design Objectives

- Create an attractive and exciting “town center” environment that is pedestrian-oriented, transit-friendly and different from other nearby commercial areas.
- Create a strong, cohesive new focal point in the heart of the community that includes an outdoor public open space or Village green that serves as a gathering place for shoppers and pedestrians.
- Establish design standards for commercial and residential redevelopment to ensure compatible high-quality development.
- Enhance the appearance of major thoroughfares including 143<sup>rd</sup> Street and LaGrange Road through streetscape improvements.
- Link public streets in the Project Area to the Village’s overall street grid system.
- Encourage increased use of public transit facilities through pedestrian-friendly design, while also improving vehicular movement.
- Create a system of high quality, pedestrian friendly streets that provide safe and convenient pedestrian connections between new mixed use development in the Project Area and nearby shopping and residential areas.
- Provide for pedestrian/bicycle linkage to Old Orland and the bike path east of LaGrange Road.
- Design required storm water facilities as public amenities.

## 5. REDEVELOPMENT PLAN

The Village proposes to achieve its redevelopment goals and objectives for the Project Area through the use of public financing techniques, including tax increment financing, and by undertaking some or all of the following actions:

### **Property Assembly, Site Preparation and Environmental Remediation**

To meet the goals and objectives of the Plan, the Village may acquire and assemble property throughout the Project Area. Land assemblage by the Village may be by purchase, exchange, donation, lease, or eminent domain, and may be for the purpose of (a) sale, lease or conveyance to private developers, or (b) sale, lease, conveyance or dedication for the construction of public improvements or facilities. Furthermore, the Village may require written redevelopment agreements with developers before acquiring any properties. As appropriate, the Village may devote acquired property to temporary uses until such property is scheduled for disposition and development.

*Figure 3, Land Acquisition Map (see Appendix A), indicates the parcels currently proposed to be acquired for redevelopment in the Project Area. Table 2, Land Acquisition by Parcel Identification Number and Address (see Appendix A), portrays the acquisition properties in more detail.*

In connection with the Village exercising its power to acquire real property not currently on the *Acquisition Map*, including the exercise of the power of eminent domain, under the Act in implementing the Plan, the Village will follow its customary procedures. Acquisition of such real property as may be authorized by the Village does not constitute a change in the nature of this Plan. The acquisition of such property may be paid for using TIF funds.

### **Intergovernmental and Redevelopment Agreements**

The Village may enter into redevelopment agreements or intergovernmental agreements with private entities or public entities to construct, rehabilitate, renovate or restore private or public improvements on one or several parcels (collectively referred to as "Redevelopment Projects"). Such redevelopment agreements may be needed to support the rehabilitation or construction of allowable private improvements, in accordance with the Plan; incur costs or reimburse developers for other eligible redevelopment project costs as provided in the Act in implementing the Plan; and provide public improvements and facilities which may include, but are not limited to utilities, transit improvements, streetscape enhancements, signalization, parking, surface right-of-way improvements, and community facilities.

Terms of redevelopment as part of this redevelopment project may be incorporated in the appropriate redevelopment agreements. For example, the Village may agree to reimburse a

developer for incurring certain eligible redevelopment project costs under the Act. Such agreements may contain specific development controls as allowed by the Act.

### **Financial Impact on Taxing Districts**

The Act requires an assessment of any financial impact of the Project Area on, or any increased demand for services from, and any taxing district affected by the Plan and a description of any program to address such financial impacts or increased demand. The Village intends to monitor development in the Project Area and with the cooperation of the other affected taxing districts will attempt to ensure that any increased needs are addressed in connection with any particular development.

### **Analysis, Professional Services and Administrative Activities**

The Village may undertake or engage professional consultants, engineers, architects, attorneys, and others to conduct various analyses, studies, administrative or legal services to establish, implement, and manage the Plan, or market the land within the Project Area for private development.

### **Provision of Public Improvements and Facilities**

Adequate public improvements and facilities may be provided to service the Project Area. Public improvements and facilities may include, but are not limited to, construction of new streets in order to establish a suitable street grid, upgrading existing access within the Project Area, signalization improvements, provision of streetscape amenities, storm water management, retaining walls, parking improvements, and utility improvements.

## **6. REDEVELOPMENT PROJECT DESCRIPTION**

The Plan seeks to encourage redevelopment of the Project Area as a mixed use transit-oriented development. The construction of new infrastructure, including establishing a neighborhood street grid and the enhancement of major thoroughfare rights-of-way is seen as an essential part of needed redevelopment.

The Plan recognizes that new investment in residential and commercial property is needed to improve the Project Area. Attracting new private investment will require the redevelopment of existing properties. Proposals for infrastructure improvements will stress projects that serve and benefit the surrounding residential, commercial and institutional uses. A comprehensive program of aesthetic enhancements will include streetscape improvements and aesthetically compatible new development. The components will create the quality environment required to sustain the revitalization of the Project Area. The major physical improvement elements anticipated as a result of implementing the proposed Plan are outlined below.

### **Residential Development**

Multi-family residential redevelopment is proposed for a significant portion of the Project Area. Public open space and community facilities may be incorporated into the overall residential development pattern as appropriate.

### **Commercial Development**

The Plan recognizes that attractive new commercial development will help promote investment in residential property and serve the people who live in this new transit-oriented residential community.

### **Transportation**

Construction of a new Metra rail station and commuter parking is a key element of the redevelopment plan. The new station will support expanded service to the 143<sup>rd</sup> Street station by Metra.

### **Public Improvements**

Improvements to public infrastructure and facilities are needed to complement and attract private sector investment. Infrastructure improvements may include:

- Construction and dedication of new streets and other public rights-of-way to provide adequate access to individual properties;

- New water and sewer infrastructure;
- New street lighting;
- New landscaping in compliance with Village ordinances;
- Construction of other public facilities that meet the needs of the community;
- New pedestrian-friendly streets and walkways;
- Improvements to the railroad and Southwest Highway bridges over LaGrange Road; and
- Storm water management facilities to serve new development.

## 7. GENERAL LAND USE PLAN AND MAP

*Figure 4, Land Use Plan (see Appendix A),* identifies land use policies to be pursued in the implementation of the Plan. The land use categories planned for the Project Area are 1) residential/commercial/community mixed use and 2) transportation. The *Land Use Plan* allows for a prudent level of flexibility in land use policy to respond to future market forces. This is accomplished through the mixed-use land use category. The *Land Use Plan* is intended to serve as a guide for future land use improvements and developments within the Project Area.

The land uses proposed for the Project Area are consistent with the redevelopment goals of this Plan and are generally consistent with the land use designation contained in the Orland Park Comprehensive Plan.

The *Land Use Plan* is intended to serve as a broad guide for land use and redevelopment policy. The plan is general in nature to allow adequate flexibility to respond to shifts in the market and private investment. A more specific discussion of the proposed uses within the Project Area is outlined below.

### **Commercial/Residential/Community Mixed-Use**

This land use designation applies to portions of the Project Area where supportive commercial and community uses such as retail facilities will be incorporated into a planned residential neighborhood.

### **Transportation**

This land use category has been applied to the portions of the Project Area that contain railroad rights-of-way and will accommodate construction of a new Metra commuter rail station and commuter parking.

These land use strategies are intended to direct development toward the most appropriate land use pattern for the various portions of the Project Area and enhance the overall development of the Project Area in accordance with the goals and objectives of the Plan. Locations of specific uses, or public infrastructure improvements, may vary from the *Land Use Plan* as a result of more detailed planning and site design activities. Such variations are permitted without amendment to the Plan as long as they are consistent with the Plan's goals and objectives and the land uses and zoning approved by the Village of Orland Park.

## **8. REDEVELOPMENT PLAN FINANCING**

Tax increment financing is an economic development tool designed to facilitate the redevelopment of blighted areas and to arrest decline in areas that may become blighted without public intervention. It is expected that tax increment financing will be an important means, although not necessarily the only means, of financing improvements and providing development incentives in the Project Area throughout its 23-year life.

Tax increment financing can only be used when private investment would not reasonably be expected to occur without public assistance. The Act sets forth the range of public assistance that may be provided.

It is anticipated that expenditures for redevelopment project costs will be carefully staged in a reasonable and proportional basis to coincide with expenditures for redevelopment by private developers and the projected availability of tax increment revenues.

The various redevelopment expenditures that are eligible for payment or reimbursement under the Act are reviewed below. Following this review is a list of estimated redevelopment project costs that are deemed to be necessary to implement this Plan (the "Redevelopment Project Costs").

In the event the Act is amended after the date of the approval of this Plan by the Orland Park Village Board to (a) include new eligible redevelopment project costs, or (b) expand the scope or increase the amount of existing eligible redevelopment project costs (such as, for example, by increasing the amount of incurred interest costs that may be paid under 65 ILCS 5/11-74.4-3(q)(11)), this Plan shall be deemed to incorporate such additional, expanded or increased eligible costs as Redevelopment Project Costs under the Plan, to the extent permitted by the Act. In the event of such amendment(s) to the Act, the Village may add any new eligible redevelopment project costs as a line item in Table 1 or otherwise adjust the line items in Table 1 without amendment to this Plan, to the extent permitted by the Act. In no instance, however, shall such additions or adjustments result in any increase in the total Redevelopment Project Costs without a further amendment to this Plan.

### **Eligible Redevelopment Project Costs**

Redevelopment project costs include the sum total of all reasonable or necessary costs incurred, or estimated to be incurred, or incidental to the Plan pursuant the Act. Eligible costs may include, without limitation, the following:

1. Costs of studies and surveys, development of plans and specifications, implementation and administration of the Plan including, but not limited to, staff and professional service costs for architectural, engineering, legal, financial, planning or other services (excluding

lobbying expenses), provided however, that no charges for professional services may be based on a percentage of the tax increment collected;

2. The cost of marketing sites within the Project Area to prospective businesses, developers and investors;
3. Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, site preparation, site improvements that serve as an engineered barrier addressing ground level or below ground environmental contamination, including, but not limited to parking lots and other concrete or asphalt barriers, and the clearing and grading of land;
4. Costs of rehabilitation, reconstruction, repair or remodeling of existing public or private buildings, fixtures and leasehold improvements; and the cost of replacing an existing public building, if pursuant to the implementation of a redevelopment project, the existing public building is to be demolished to use the site for private investment or devoted to a different use requiring private investment;
5. Costs of the construction of public works or improvements subject to the limitations in Section 11-74.4-3(q)(4) of the Act;
6. Costs of job training and retraining projects including the cost of "welfare-to-work" programs implemented by businesses located within the Project Area and such proposals featuring a community-based training program which ensures maximum reasonable employment opportunities for residents of the Project Area with particular attention to the needs of those residents who have previously experienced inadequate opportunities and development of job-related skills, including residents of public and other subsidized housing and people with disabilities.
7. Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations and, which may include payment of interest on any obligations issued there under, including interest accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for a period not exceeding 36 months following completion and including reasonable reserves related thereto;
8. To the extent the Village, by written agreement accepts and approves the same, all or a portion of a taxing district's capital costs resulting from the Redevelopment Project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Plan.
9. Relocation costs, to the extent that the Village determines that relocation costs shall be paid or is required to make payment of relocation costs by state or federal law or in accordance with the requirements of Section 74.4-3(n)(7) of the Act (see "Relocation" section);

10. Payment in lieu of taxes, as defined in the Act;
11. Costs of job training, retraining, advanced vocational education or career education, including but not limited to, courses in occupational, semi-technical or technical fields leading directly to employment, incurred by one or more taxing districts, provided that such costs: (i) are related to the establishment and maintenance of additional job training, advanced vocational education or career education programs for persons employed or to be employed by employers located in the Project Area; and (ii) when incurred by a taxing district or taxing districts other than the Village, are set forth in a written agreement by or among the Village and the taxing district or taxing districts, which agreement describes the program to be undertaken including but not limited to, the number of employees to be trained, a description of the training and services to be provided, the number and type of positions available or to be available, itemized costs of the program and sources of funds to pay for the same, and the term of the agreement. Such costs include, specifically, the payment by community college districts of costs pursuant to Sections 3-37, 3-38, 3-40, and 3-40.1 of the Public Community College Act, 110 ILCS 805/3-37, 805/3-38, 805/3-40 and 805/3-40.1, and by school districts of costs pursuant to Sections 10-22.20a and 10-23.3a of the School Code, 105 ILCS 5/10-22.20a and 5/10-23.3a.
12. Interest costs incurred by a developer related to the construction, renovation or rehabilitation of a redevelopment project provided that:
  - such costs are to be paid directly from the special tax allocation fund established pursuant to the Act;
  - such payments in any one year may not exceed 30% of the annual interest costs incurred by the redeveloper with regard to the redevelopment project during that year;
  - if there are not sufficient funds available in the special tax allocation fund to make the payment pursuant to this provision, then the amounts so due shall accrue and be payable when sufficient funds are available in the special tax allocation fund;
  - the total of such interest payments paid pursuant to the Act may not exceed 30% of the total: (i) cost paid or incurred by the redeveloper for such redevelopment project, plus (ii) redevelopment project costs excluding any property assembly costs and any relocation costs incurred by the Village pursuant to the Act; and
  - up to 75% of the interest cost incurred by a redeveloper for the financing of rehabilitated or new housing units for low-income households and very low-income households, as defined in Section 3 of the Illinois Affordable Housing Act.
13. The cost of constructing new privately-owned buildings is not an eligible redevelopment project cost, unless specifically authorized by the Act;
14. An elementary, secondary or unit school district's increased costs attributable to assisted housing units will be reimbursed as provided for in the Act;
15. Up to 50% of the cost of construction, renovation and/or rehabilitation of all low-income and very low-income housing units (for ownership or rental) as defined in Section 3 of the Illinois Affordable Housing Act. If the units are part of a residential redevelopment

project that includes units not affordable to low-income and very low-income households, only the low- and very low-income households shall be eligible for benefits under the Act; and

16. The cost of day care services for children of employees from low-income families working for businesses located within the Project Area and all or a portion of the cost of operation of day care centers established by Project Area businesses to serve employees from low-income families working in businesses located in the Project Area, within a municipality with a population of more than 100,000. For the purposes of this paragraph, "low-income families" means families whose annual income does not exceed 80% of the Village, county or regional median income as determined from time to time by the United States Department of Housing and Urban Development.

If a special service area has been established pursuant to the Special Service Area Tax Act, 35 ILCS 235/0.01 *et seq.*, then any tax increment revenues derived from the tax imposed pursuant to the Special Service Area Tax Act may be used within the redevelopment Project Area for the purposes permitted by the Special Service Area Tax Act as well as the purposes permitted by the Act.

### **Estimated Project Costs**

A range of activities and improvements may be required to implement the Plan. The proposed eligible activities and their estimated costs over the life of the Project Area are briefly described below and shown in *Table 1, Estimated Redevelopment Project Costs*.

1. Professional services including planning studies, legal, surveys, real estate marketing costs, fees and other costs related to the implementation and administration of the Plan. This budget element provides for studies and survey costs for planning and implementation of the project, including planning and legal fees, architectural and engineering, development site marketing, and financial and special service costs. (*Estimated cost: \$1,500,000*)
2. Property assembly costs, including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, and other appropriate and eligible costs needed to prepare the property for redevelopment. These costs may include the reimbursement of acquisition costs incurred by private developers. Land acquisition may include acquisition of both improved and vacant property in order to create development sites, accommodate public rights-of-way or to provide other public facilities needed to achieve the goals and objectives of the Plan. Property assembly costs also include: demolition of existing improvements, including clearance of blighted properties or clearance required to prepare sites for new development, site preparation, including grading, and other appropriate and eligible site activities needed to facilitate new construction, and environmental remediation costs associated with property assembly which are required to render the property suitable for redevelopment. (*Estimated cost: \$30,000,000*)

3. Construction of public improvements, infrastructure and facilities. These improvements are intended to improve access within the Project Area, stimulate private investment and address other identified public improvement needs, and may include all or a portion of a taxing district's eligible costs, including increased costs attributable to assisted housing units within the Project Area in accordance with the requirements of the Act. (*Estimated cost: \$10,000,000*)

The estimated gross eligible project cost over the life of the Project Area is approximately \$41.5 million. All project cost estimates are in 2004 dollars. Any bonds issued to finance portions of the redevelopment project may include an amount of proceeds sufficient to pay customary and reasonable charges associated with issuance of such obligations, as well as to provide for capitalized interest and reasonably required reserves. The total project cost figure excludes any costs for the issuance of bonds. Adjustments to estimated line items, which are upper estimates for these costs, are expected and may be made without amendment to the Plan.

Additional funding from other sources such as federal, state, county, or local grant funds may be utilized to supplement the Village's ability to finance Redevelopment Project Costs identified above.

**Table 1**  
**ESTIMATED REDEVELOPMENT PROJECT COSTS**

Eligible Expense	Estimated Cost
Analysis, Administration, Studies, Surveys, Legal, Marketing, etc.	\$1,500,000
Property Assembly including Acquisition, Site Prep and Demolition and Environmental Remediation	\$30,000,000
Public Works & Improvements, including streets, utilities, public open space and other public amenities <sup>[1]</sup>	\$10,000,000
<b>TOTAL REDEVELOPMENT COSTS</b> <sup>[2][3]</sup>	<b>\$41,500,000<sup>[4]</sup></b>

<sup>1</sup>This category may also include paying for or reimbursing (i) an elementary, secondary or unit school district's increased costs attributed to assisted housing units, and (ii) capital costs of taxing districts impacted by the redevelopment of the Project Area. As permitted by the Act, to the extent the Village by written agreement accepts and approves the same, the Village may pay, or reimburse all, or a portion of a taxing district's capital costs resulting from a redevelopment project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Plan.

<sup>2</sup>Total Redevelopment Project Costs exclude any additional financing costs, including any interest expense, capitalized interest and costs associated with optional redemptions. These costs are subject to prevailing market conditions and are in addition to Total Redevelopment Project Costs.

<sup>3</sup>The amount of the Total Redevelopment Project Costs that can be incurred in the Project Area will be reduced by the amount of redevelopment project costs incurred in contiguous redevelopment project areas, or those separated from the Project Area only by a public right-of-way, that are permitted under the Act to be paid, and are paid, from incremental property taxes generated in the Project Area, but will not be reduced by the amount of redevelopment project costs incurred in the Project Area which are paid from incremental property taxes generated in contiguous redevelopment project areas or those separated from the Project Area only by a public right-of-way.

<sup>4</sup>Increases in estimated Total Redevelopment Project Costs of more than five percent, after adjustment for inflation from the date of the Plan adoption, are subject to the Plan amendment procedures as provided under the Act.

Additional funding from other sources such as federal, state, county, or local grant funds may be utilized to supplement the Village's ability to finance Redevelopment project Costs identified above.

## Sources of Funds

The funds necessary to pay for Redevelopment Project Costs and secure municipal obligations issued for such costs are to be derived primarily from Incremental Property Taxes. Other sources of funds which may be used to pay for Redevelopment Project Costs or secure municipal obligations are land disposition proceeds, state and federal grants, investment income, private financing, and other legally permissible funds as the Village may deem appropriate. The Village may incur redevelopment project costs (costs for line items listed on *Table 1, Estimated Redevelopment Project Costs*) which are paid for from funds of the Village other than incremental taxes, and the Village may then be reimbursed for such costs from incremental taxes. Also, the Village may permit the utilization of guarantees, deposits and other forms of security made available by private sector developers.

Additionally, the Village may utilize revenues, other than State sales tax increment revenues, received under the Act from one redevelopment project area for eligible costs in another redevelopment project area that is either contiguous to, or is separated only by a public right-of-way from, the redevelopment project area from which the revenues are received.

The Project Area may be contiguous to or separated by only a public right-of-way from other redevelopment project areas created under the Act. The Village may utilize net incremental property taxes received from the Project Area to pay eligible redevelopment project costs, or obligations issued to pay such costs, in other contiguous redevelopment project areas, or project areas separated only by a public right-of-way, and vice versa. The amount of revenue from the Project Area, made available to support such contiguous redevelopment project areas, or those separated only by a public right-of-way, when added to all amounts used to pay eligible redevelopment project costs within the Project Area, shall not at any time exceed the total redevelopment project costs described in this Plan.

The Project Area may become contiguous to, or be separated only by a public right-of-way from, redevelopment project areas created under the Industrial Jobs Recovery Law (65 ILCS 5/11-74.61-1 *et seq.*). If the Village finds that the goals, objectives and financial success of such contiguous redevelopment project areas, or those separated only by a public right-of-way, are interdependent with those of the Project Area, the Village may determine that it is in the best interests of the Village and the furtherance of the purposes of the Plan that net revenues from the Project Area be made available to support any such redevelopment project areas and vice versa. The Village therefore proposes to utilize net incremental revenues received from the Project Area to pay eligible redevelopment project costs (which are eligible under the Industrial Jobs Recovery Law referred to above) in any such areas, and vice versa. Such revenues may be transferred or loaned between the Project Area and such areas. The amount of revenue from the Project Area so made available, when added to all amounts used to pay eligible redevelopment project costs within the Project Area, or other areas described in the preceding paragraph, shall

not at any time exceed the total redevelopment project costs described in *Table 1, Estimated Redevelopment Project Costs*.

Development of the Project Area would not be reasonably expected to occur without the use of the incremental revenues provided by the Act. Redevelopment project costs include those eligible project costs set forth in the Act. Tax increment financing or other public sources will be used only to the extent needed to secure commitments for private redevelopment activity.

### **Nature and Term of Obligations to be Issued**

The Village may issue obligations secured by Incremental Property Taxes pursuant to Section 11-74.4-7 of the Act. To enhance the security of a municipal obligation, the Village may pledge its full faith and credit through the issuance of general obligation bonds. Additionally, the Village may provide other legally permissible credit enhancements to any obligations issued pursuant to the Act.

The redevelopment project shall be completed, and all obligations issued to finance redevelopment costs shall be retired, no later than December 31 of the year in which the payment to the Village treasurer as provided in the Act is to be made with respect to ad valorem taxes levied in the twenty-third calendar year following the year in which the ordinance approving the Project Area is adopted (i.e., assuming Village Board approval of the Project Area and Plan in 2004, by 2028). Also, the final maturity date of any such obligations which are issued may not be later than 20 years from their respective dates of issue. One or more series of obligations may be sold at one or more times in order to implement this Plan. Obligations may be issued on a parity or subordinated basis.

In addition to paying Redevelopment Project Costs, Incremental Property Taxes may be used for the scheduled retirement of obligations, mandatory or optional redemptions, establishment of debt service reserves and bond sinking funds. To the extent that Incremental Property Taxes are not needed for these purposes, and are not otherwise required, pledged, earmarked or otherwise designated for the payment of Redevelopment Project Costs, any excess Incremental Property Taxes shall then become available for distribution annually to taxing districts having jurisdiction over the Project Area in the manner provided by the Act.

### **Most Recent Equalized Assessed Valuation**

The purpose of identifying the most recent equalized assessed valuation ("EAV") of the Project Area is to provide an estimate of the initial EAV, which the Cook County Clerk will certify for the purpose of annually calculating the incremental EAV and incremental property taxes of the Project Area. The 2002 EAV of all taxable parcels within the Project Area is \$3,983,348. This total EAV amount by Parcel Identification Number (PIN) is summarized in *Appendix D* and is subject to verification by the Cook County Clerk. After verification, the final figure shall be certified by the Cook County Clerk, and shall become the Certified Initial EAV from which all incremental property taxes in the Project Area will be calculated by Cook County.

It should be noted that as a result of resubdivision and consolidation of several tax parcels within the Study Area within the past year, five new tax parcels were created with new PINs that will be in effect for the 2003 tax year. Included among these properties is land purchased by the Village of Orland Park that will become exempt, potentially reducing the total EAV of the Project Area. Should the 2003 EAV become available prior to adoption of this Redevelopment Plan and Project the new values may be substituted without amendment of the Plan.

### **Anticipated Equalized Assessed Valuation**

By the tax year 2027 (collection year 2028) and following the substantial completion of Main Street Triangle Redevelopment Project, the EAV of the Project Area is estimated to range between approximately \$35 million and \$40 million. The estimated range is based on several key assumptions, including: 1) redevelopment of the Project Area will occur in a timely manner; 2) an estimated annual inflation rate in EAV of 2.0 percent through 2027, realized in triennial reassessment years only (6.12 percent per triennial reassessment period); and 3) the 2002 Cook County state equalization factor of 2.4689 is used in all years to calculate estimated EAV.

### **Financial Impact on Taxing Districts**

The Act requires an assessment of any financial impact of the Project Area on, or any increased demand for services from, any taxing district affected by the Plan and a description of any program to address such financial impacts or increased demand. The Village intends to monitor development in the Project Area and with the cooperation of the other affected taxing districts will attempt to ensure that any increased needs are addressed in connection with any particular development.

The following taxing districts presently levy taxes on properties located within the Project Area:

Village of Orland Park: The Village is responsible for the provision of a wide range of municipal services, including police and fire protection, capital improvements and maintenance, water supply and distribution, building, housing and zoning codes, etc. The Village also administers the Orland Park Library Fund.

Orland Fire Protection District: The Orland Fire Protection District is a multi-function fire protection and life safety organization that serves a 33 square mile area with a population of more than 75,000 people.

Orland Township: Responsibilities of the township include certain roadway improvements and the administration of general assistance programs.

Orland School District 135: School District 135 is responsible for the provision, maintenance and operations of educational facilities and services for approximately 5,800 kindergarten through eight grade students. The District covers 25 square miles of southwestern Cook County, including most of Orland Park, a small portion of Orland Hills and unincorporated land to the south and west.

Consolidated High School 230: Consolidated High School District 230 operates educational facilities and educates students from 9<sup>th</sup> through 12<sup>th</sup> grade. The District serves portions of eleven separate municipalities, including Orland Park.

Moraine Valley Community College District 524: The Community College District is a unit of the State of Illinois' system of public community colleges, whose objective is to meet the educational needs of residents of the Village and other students seeking higher education programs and services.

Cook County: The County has principal responsibility for the protection of persons and property, the provision of public health services and the maintenance of County highways.

Cook County Forest Preserve District: The Forest Preserve District is responsible for acquisition, restoration and management of lands for the purpose of protecting and preserving open space in the Village and County for the education, pleasure and recreation of the public.

Metropolitan Water Reclamation District of Greater Chicago: The Water Reclamation District provides the main trunk lines for the collection of wastewater from cities, villages and towns, and for the treatment and disposal thereof.

South Cook County Mosquito Abatement District: The mosquito abatement district is responsible for treating standing water and other areas where mosquitoes breed.

Suburban Cook County TB Sanitarium: The Suburban Cook County TB Sanitarium is responsible for tuberculosis prevention through testing, treatment and education.

Consolidated Elections: This tax levy administered by Cook County finances county-wide elections.

The proposed revitalization of the Project Area is expected to create moderate demands on public services. The development of new residential property on vacant and deteriorated land could increase the demand for school services as well as parks and other population-based services. Demands on police and fire services may also increase. Due to the type of multi-family residential development that is expected within the Project Area, which is intended to appeal to empty-nesters and other households without children, the service impact on local school districts is expected to be minimal.

The demand for water and sewer services would increase as well. Proposed commercial development would not increase the demand for population-based services, but would increase demand for water and sewer services and similar types of infrastructure, including the Metropolitan Water Reclamation District.

Redevelopment of the Project Area may result in changes to the level of required public services. The required level of these public services will depend upon the uses that are ultimately included within the Project Area. Although the specific nature and timing of the private investment

expected to be attracted to the Project Area cannot be precisely quantified at this time, a general assessment of financial impact can be made based upon the level of development and timing anticipated by the proposed Plan.

When completed, developments in the Project Area will generate property tax revenues for all taxing districts. Other revenues may also accrue to the Village in the form of sales tax, business fees and licenses, and utility user fees. The costs of some services such as water and sewer service, building inspections, etc. are typically covered by user charges. However, others are not and should be subtracted from the estimate of property tax revenues to assess the net financial impact of the Plan on the affected taxing districts.

For most taxing districts levying taxes on property within the Project Area, increased service demands are expected to be negligible because they are already serving the Project Area. Upon completion of the Plan, all taxing districts are expected to share the benefits of a substantially improved tax base. However, prior to the completion of the Plan, certain taxing districts may experience an increased demand for services.

It is expected that most of the increases in demand for the services and programs of the aforementioned taxing districts, associated with the Project Area, can be adequately handled by the existing services and programs maintained by these taxing districts. However, the Project Budget line item for public improvements, includes "taxing district capital costs" to address potential demands associated with implementing the Plan.

Real estate tax revenues resulting from increases in the EAV, over and above the Certified Initial EAV established with the adoption of the Plan, will be used to pay eligible redevelopment costs in the Project Area. Following termination of the Project Area, the real estate tax revenues, attributable to the increase in the EAV over the Certified Initial EAV, will be distributed to all taxing districts levying taxes against property located in the Project Area. Successful implementation of the Plan is expected to result in new development and private investment on a scale sufficient to overcome blighted conditions and substantially improve the long-term economic value of the Project Area.

### **Completion of the Redevelopment Project and Retirement of Obligations to Finance Redevelopment Project Costs**

The Plan will be completed, and all obligations issued to finance redevelopment costs shall be retired, no later than December 31st of the year in which the payment to the Village Treasurer as provided in the Act is to be made with respect to ad valorem taxes levied in the twenty-third calendar year following the year in which the ordinance approving the Plan is adopted (assuming adoption in 2004, by December 31, 2028).

## **9. HOUSING IMPACT AND RELATED MATTERS**

Amendments to the Act that became effective November 1, 1999, require the preparation of a housing impact study if the Project Area contains 75 or more inhabited residential units unless the Village certifies in the Plan that displacement will not result from the Plan or the Plan would not result in the displacement of ten or more inhabited residential units.

There are no inhabited residential units in the Project Area. Therefore, a housing impact study is not a required element of this Plan.

10. **PROVISIONS FOR AMENDING THE PLAN**

The Plan may be amended pursuant to the provisions of the Act.

## **11. VILLAGE OF ORLAND PARK COMMITMENT TO FAIR EMPLOYMENT PRACTICES AND AFFIRMATIVE ACTION**

As part of any Redevelopment Agreement entered into by the Village and any private developer, both will agree to establish and implement an affirmative action program that serves appropriate sectors of the Village of Orland Park. Developers or redevelopers will meet Village of Orland Park standards for participation of Minority Business Enterprises and Woman Business Enterprises as required in Redevelopment Agreements.

With respect to the public/private development's internal operations, both entities will pursue employment practices which provide equal opportunity to all people regardless of sex, color, race, religion or creed. Neither party will countenance discrimination against any employee or applicant because of sex, marital status, national origin, age, or the presence of physical handicaps. These nondiscriminatory practices will apply to all areas of employment, including hiring, upgrading and promotions, terminations, compensation, benefit programs and educational opportunities.

Anyone involved with employment or contracting for this Plan will be responsible for conformance with this policy and the compliance requirements of applicable state and federal regulations.

The Village and the private developers involved in the implementation of this Plan will adopt a policy of equal employment opportunity and will include or require the inclusion of this statement in all contracts at any level for redevelopment projects being undertaken in the Project Area. Any public/private partnership established with respect to implementation of the Plan will seek to ensure and maintain a working environment free of harassment, intimidation and coercion at all sites, and in all facilities at which employees are assigned to work. It shall be specifically ensured that all on-site supervisory personnel are aware of and carry out the obligation to maintain such a working environment, with specific attention to minority and/or female individuals. The partnership will utilize affirmative action to ensure that business opportunities are provided and that job applicants are employed and treated in a nondiscriminatory manner.

Underlying this policy is the recognition that successful affirmative action programs are important to the continued growth and vitality of the Village of Orland Park.

**APPENDIX A**

**MAIN STREET TRIANGLE**  
**REDEVELOPMENT PROJECT AREA**

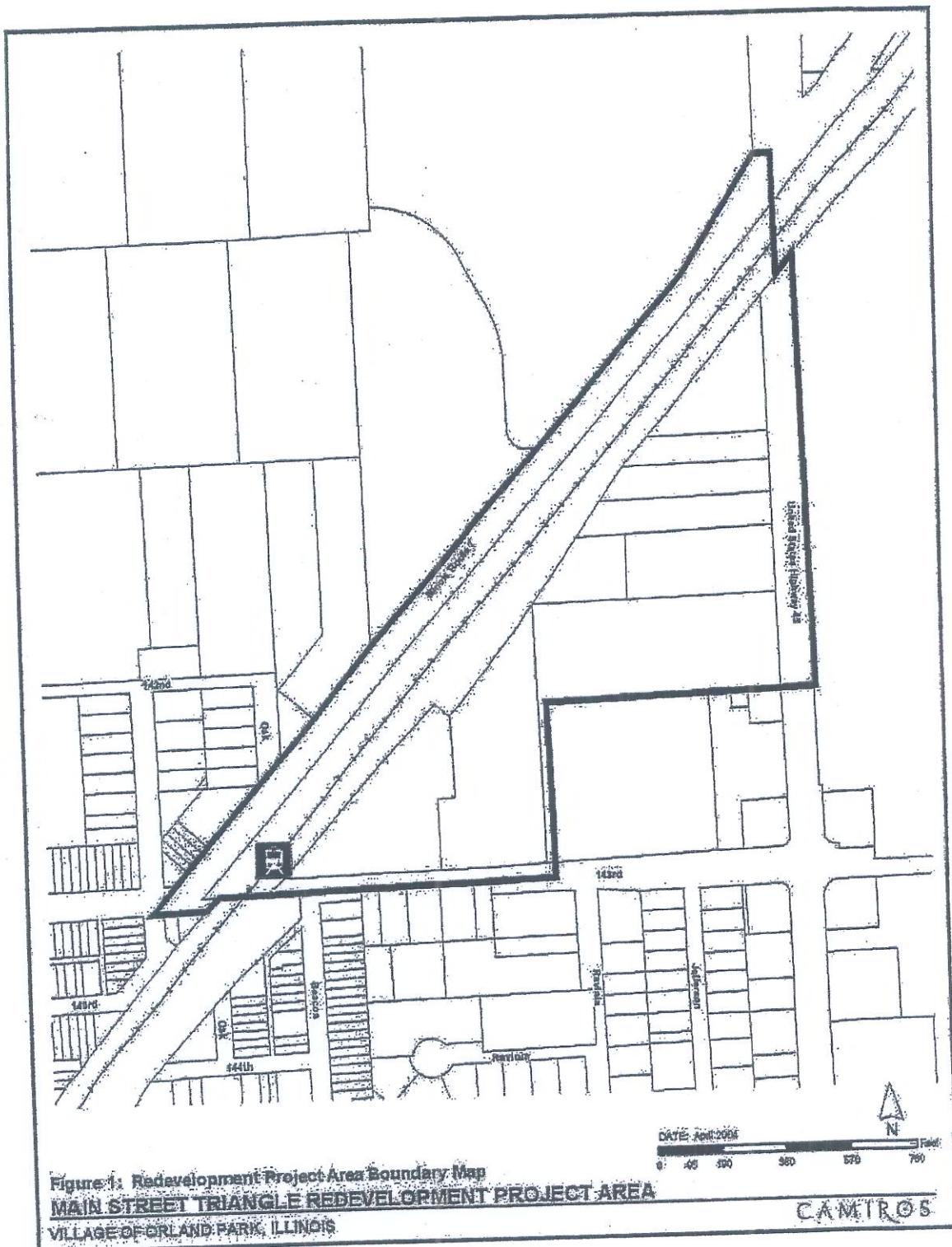
**FIGURES 1-4 and TABLE 2**

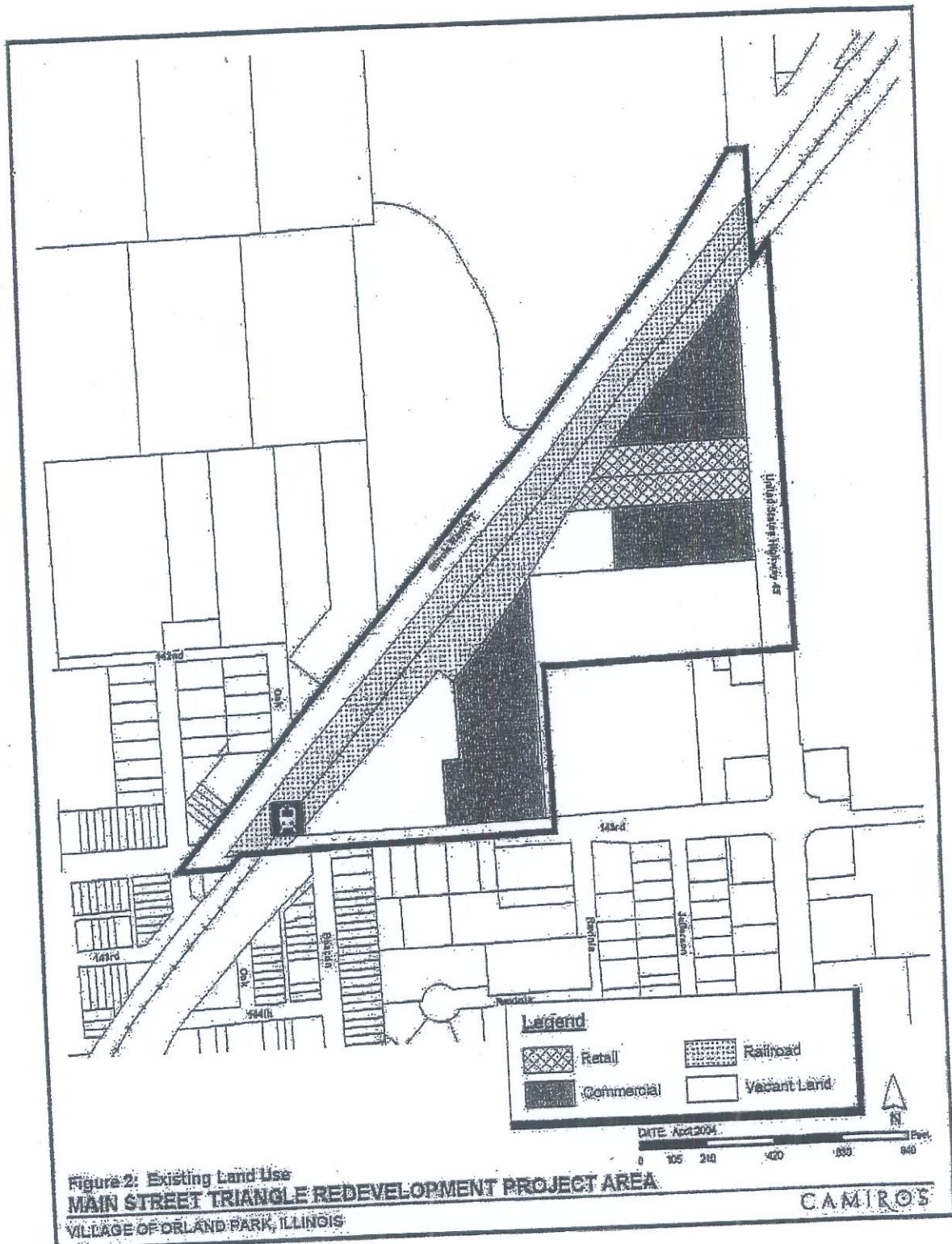
## APPENDIX A

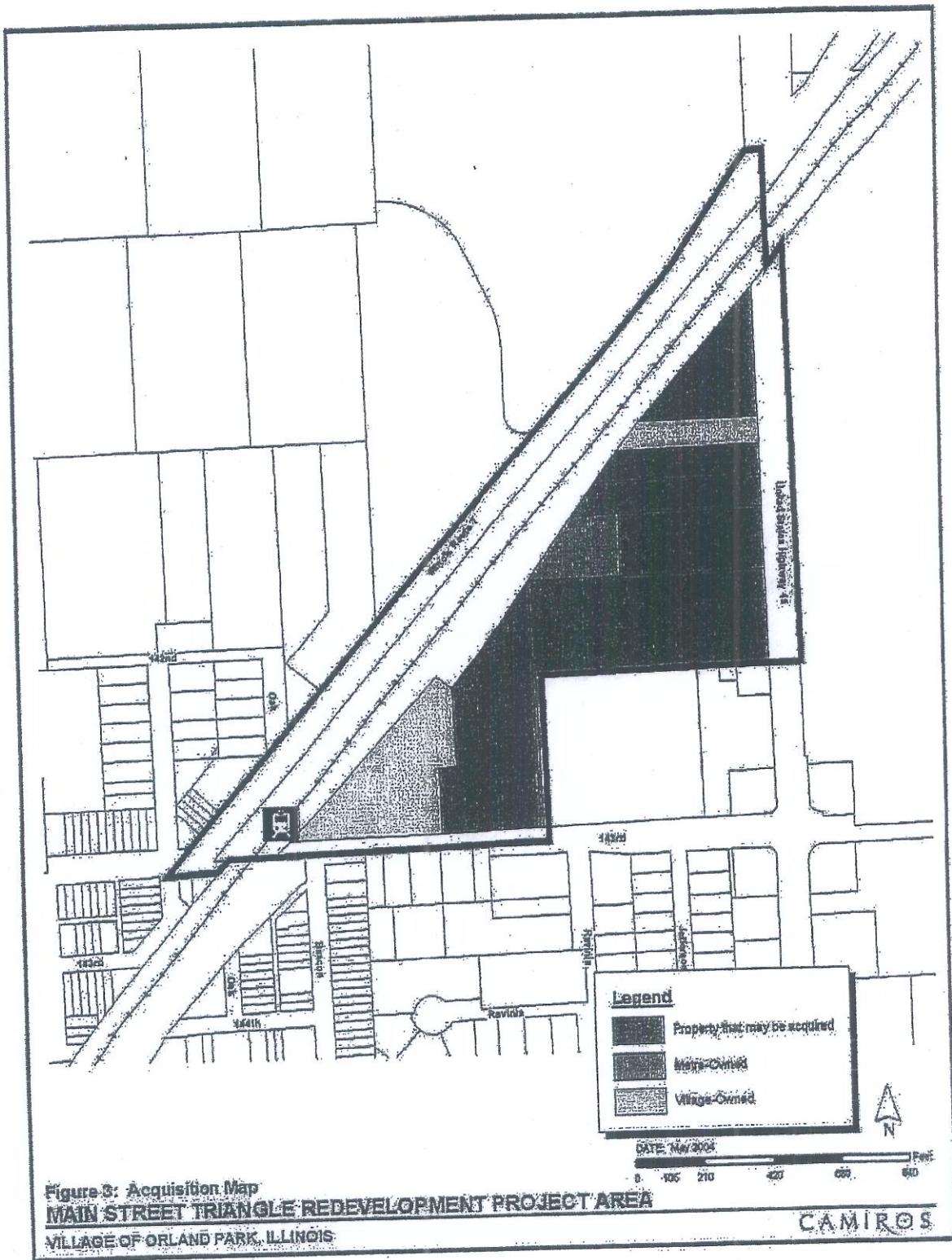
### MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

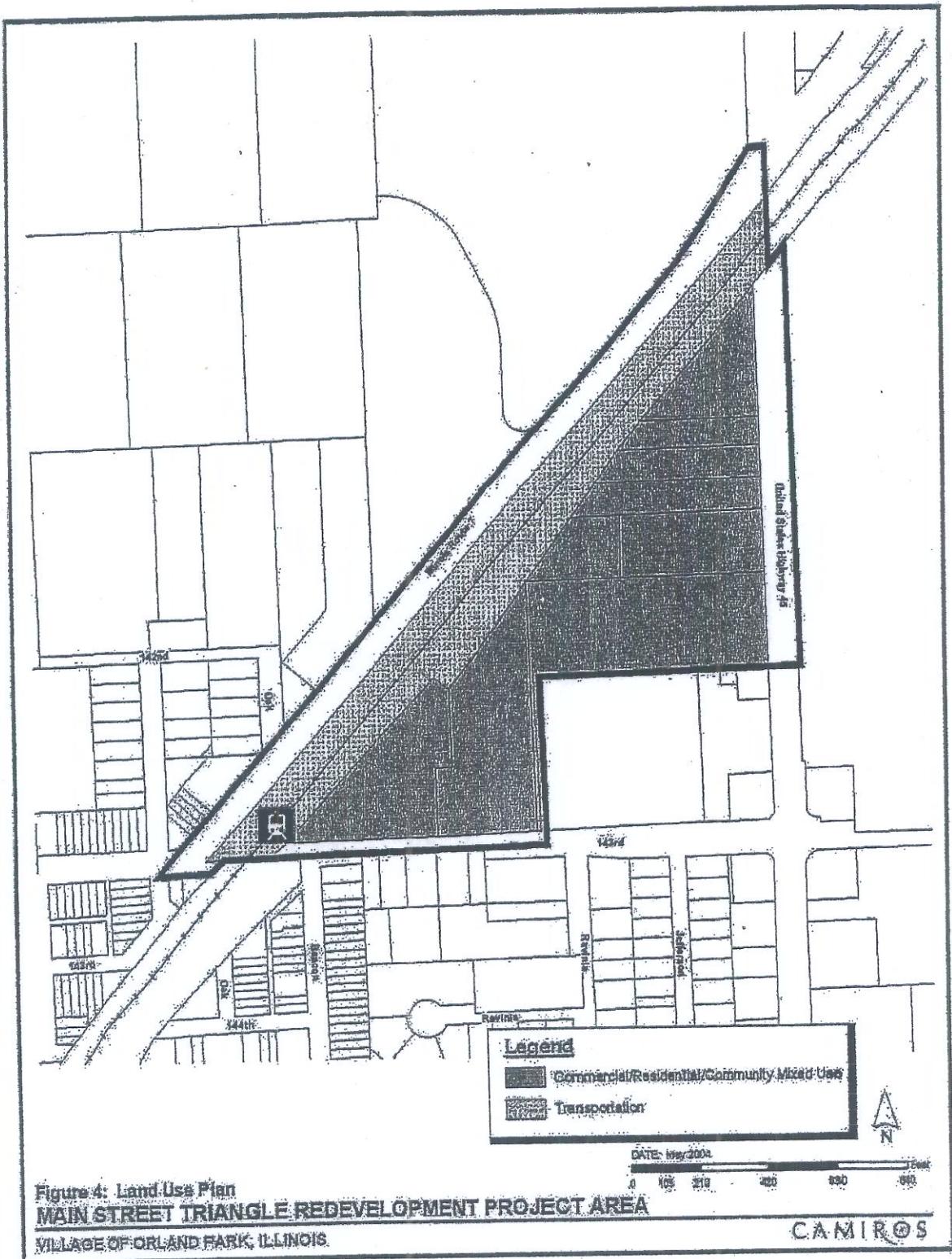
#### LEGAL DESCRIPTION

BEGINNING AT A POINT ON THE EAST LINE OF THE SE  $\frac{1}{4}$  OF SECTION 4-36-12 SAID POINT BEING 545 FEET SOUTH OF THE NE CORNER OF SAID SE  $\frac{1}{4}$ ; THENCE SOUTH ALONG SAID EAST LINE OF THE SE  $\frac{1}{4}$  TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF WABASH RAILROAD COMPANY TO THE EAST LINE OF LAGRANGE ROAD; THENCE SOUTH ALONG SAID EAST LINE OF LAGRANGE ROAD TO THE SOUTH LINE OF SECTION 3-36-12; THENCE SOUTH 50 FEET TO A POINT SAID POINT BEING 50 FEET EAST OF THE EAST LINE OF SECTION 9-36-12; THENCE WESTERLY TO A POINT ON THE EAST LINE OF SECTION 9, SAID POINT BEING 50 FEET SOUTH OF THE NE CORNER OF SAID SECTION 9; THENCE WESTERLY ALONG THE SOUTH LINES OF 143<sup>RD</sup> STREET TO A POINT 244.27 FEET WEST OF THE WEST LINE OF RAVINIA AVE; THENCE NORTH TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO THE WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  OF SAID SECTION 9; THENCE SOUTH ALONG SAID WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  TO THE SOUTH LINE OF 143<sup>RD</sup> STREET; THENCE WEST ALONG SAID SOUTH LINE OF 143<sup>RD</sup> STREET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY LINE OF SOUTHWEST HIGHWAY EXTENDED TO THE SOUTHWEST; THENCE NORTHEASTERLY ALONG SAID EXTENDED NORTHWESTERLY LINE AND ALONG THE NORTHWESTERLY LINES OF SOUTHWEST HIGHWAY TO A POINT ON THE WEST LINE OF LAGRANGE ROAD; THENCE EASTERLY TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.









**Table 2**  
**LAND ACQUISITION BY PARCEL IDENTIFICATION NUMBER AND**  
**ADDRESS**

The following list of parcels represents those parcels identified for acquisition on the Acquisition Map of this Plan.

**Properties to Be Acquired Under this Plan**

<b>PIN NUMBER</b>	<b>STREET ADDRESS</b>	<b>CITY</b>	<b>STATE</b>	<b>ZIP CODE</b>
27-04-417-008-0000	14216 Union Avenue	Orland Park	IL	60462
27-04-417-011-0000	9612 96th Avenue	Orland Park	IL	60462
27-04-417-019-0000	14124 96 <sup>th</sup> Avenue	Orland Park	IL	60462
27-04-417-020-0000	14150 LaGrange Road	Orland Park	IL	60462
27-04-417-023-0000	9730 143 <sup>rd</sup> Street	Orland Park	IL	60462
27-04-417-027-0000	14200 LaGrange Road	Orland Park	IL	60462

## **APPENDIX B**

### **MAIN STREET TRIANGLE REDEVELOPMENT AND PROJECT AREA**

#### **LEGAL DESCRIPTION**

BEGINNING AT A POINT ON THE EAST LINE OF THE SE  $\frac{1}{4}$  OF SECTION 4-36-12 SAID POINT BEING 545 FEET SOUTH OF THE NE CORNER OF SAID SE  $\frac{1}{4}$ ; THENCE SOUTH ALONG SAID EAST LINE OF THE SE  $\frac{1}{4}$  TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF WABASH RAILROAD COMPANY TO THE EAST LINE OF LAGRANGE ROAD, THENCE SOUTH ALONG SAID EAST LINE OF LAGRANGE ROAD TO A POINT 509.85' NORTH OF THE SOUTH LINE OF SECTION 3-36-12; THENCE WEST AT RIGHT ANGLE TO SAID EAST LINE OF LAGRANGE ROAD A DISTANCE OF 790.82 FEET TO A POINT; THENCE SOUTH PARALLEL TO THE EAST LINE OF SECTION 4-36-12 TO THE SOUTH LINE OF SAID SECTION 4; THENCE WEST ALONG SAID SOUTH LINE OF SECTION 4 TO THE NORTHWESTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE SOUTHWESTERLY ALONG SAID NORTHWESTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY TO THE SOUTH LINE OF 143<sup>RD</sup> STREET; THENCE WEST ALONG SAID SOUTH LINE OF 143<sup>RD</sup> STREET TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY LINE OF SOUTHWEST HIGHWAY EXTENDED TO THE SOUTHWEST; THENCE NORTHEASTERLY ALONG SAID EXTENDED NORTHWESTERLY LINE AND ALONG THE NORTHWESTERLY LINES OF SOUTHWEST HIGHWAY TO A POINT ON THE WEST LINE OF LAGRANGE ROAD; THENCE EASTERLY TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## APPENDIX C

### MAIN STREET TRIANGLE REDEVELOPMENT AND PROJECT AREA

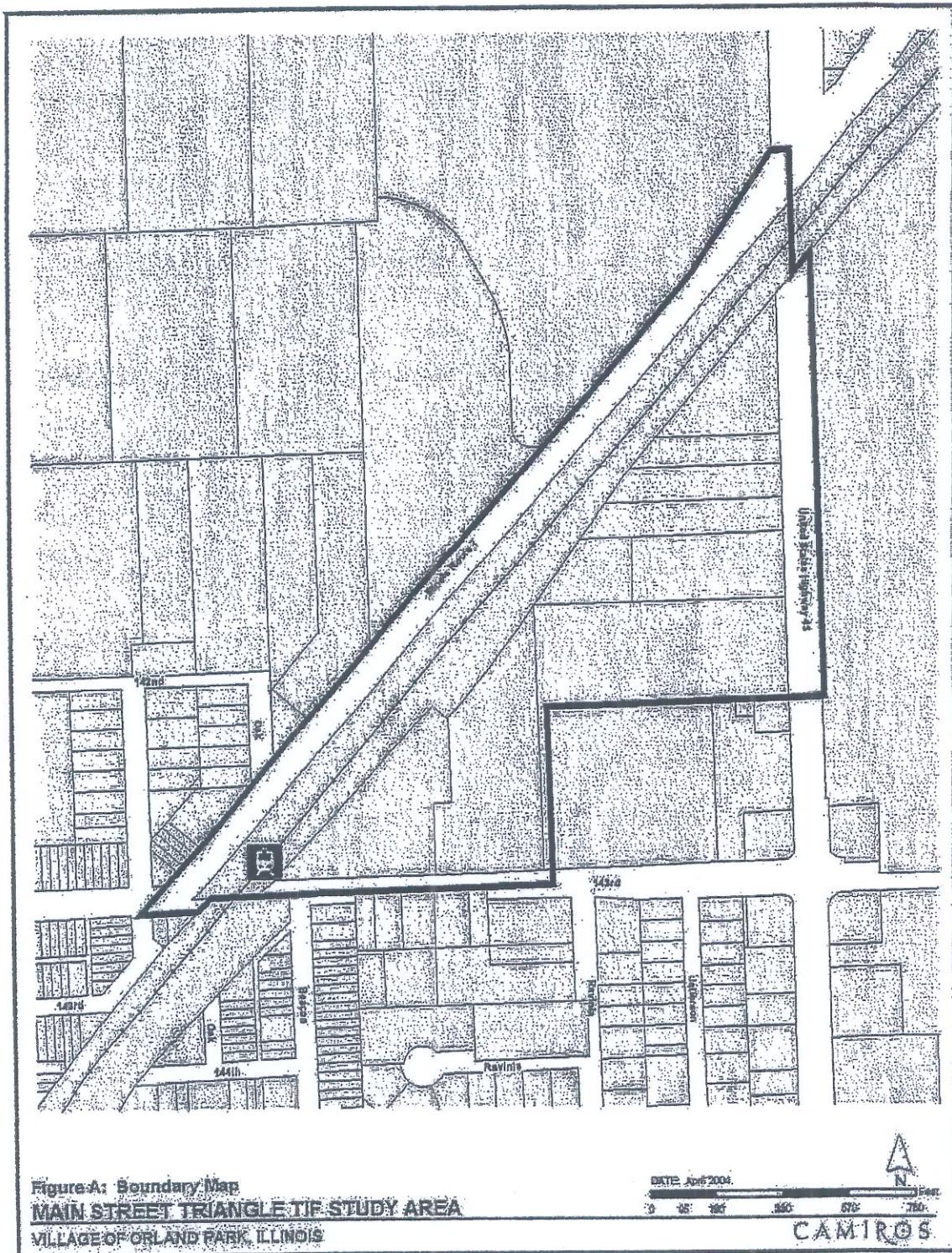
### ELIGIBILITY STUDY

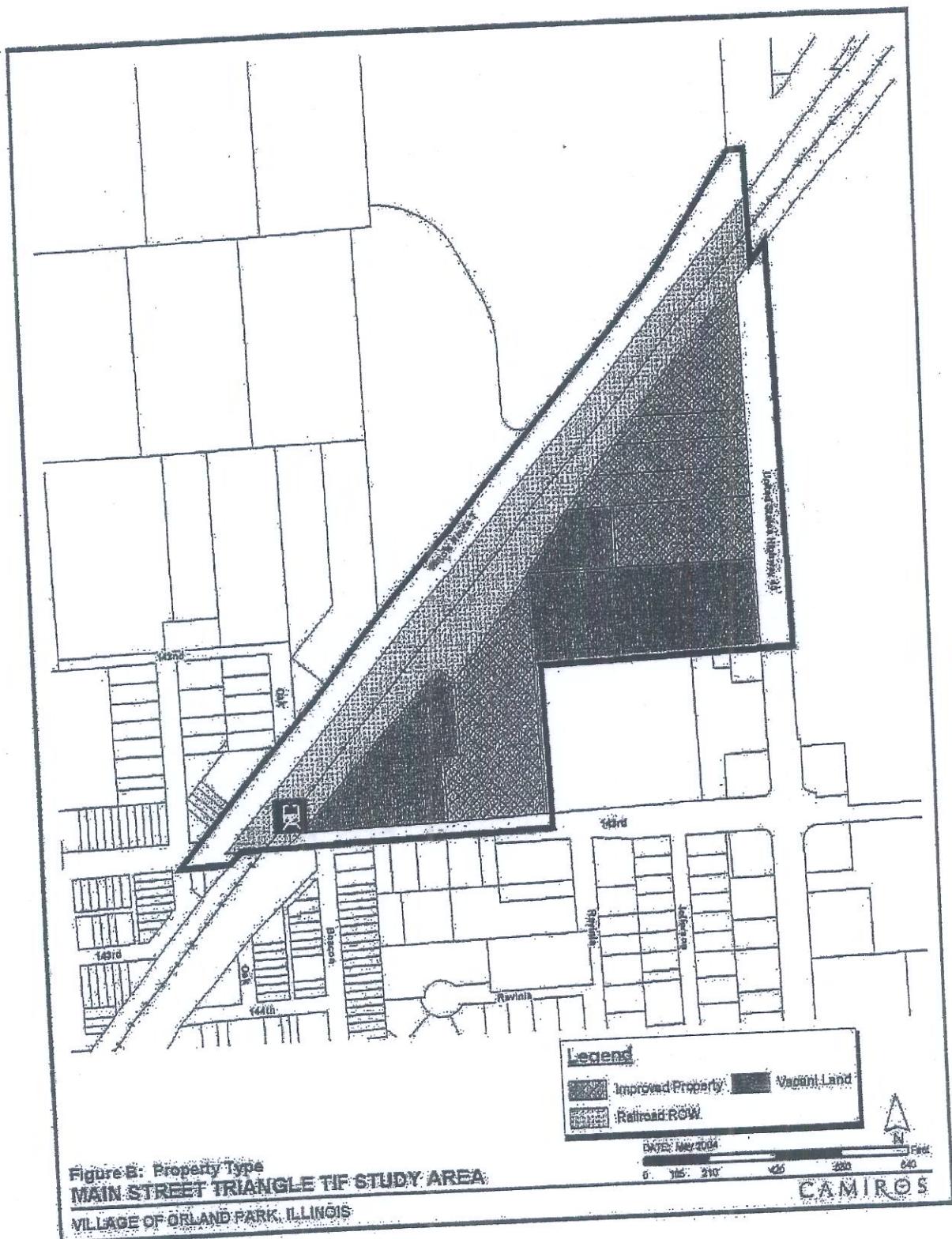
The purpose of this study is to determine whether a portion of the Village of Orland Park identified as the Main Street Triangle Redevelopment Project Area qualifies for designation as a tax increment financing district within the definitions set forth under 65 ILCS 5/11-74.4 contained in the "Tax Increment Allocation Redevelopment Act" (65 ILCS 5/11-74.4-1 *et seq.*), as amended. This legislation focuses on the elimination of blighted or rapidly deteriorating areas through the implementation of a redevelopment plan. The Act authorizes the use of tax increment revenues derived in a project area for the payment or reimbursement of eligible redevelopment project costs.

The area proposed for designation as the Main Street Triangle Redevelopment Project Area, hereinafter referred to as the "Study Area," is shown in *Figure A, Study Area Boundary Map*. The Study Area is generally bounded by LaGrange Road, Southwest Highway and 143<sup>rd</sup> Street, excluding the Orland Plaza Shopping Center. The Study Area is approximately 37.9 acres in size and includes eleven tax parcels.

Improved property within the Study Area totals 10.0 acres on seven tax parcels. There are three vacant parcels within the Study Area that account for 8.9 acres of land. Railroad right-of-way (two tax parcels) comprises approximately 9.3 acres of land within the Study Area.

This study summarizes the analyses and findings of the consultant's work, which, unless otherwise noted, is solely the responsibility of Camiros, Ltd. and does not necessarily reflect the views and opinions of potential developers or the Village of Orland Park. Camiros, Ltd. has prepared this report with the understanding that the Village would rely 1) on the findings and conclusions of this report in proceeding with the designation of the Study Area as a redevelopment project area under the Act, and 2) on the fact that Camiros, Ltd. has obtained the necessary information to conclude that the Study Area meets the requirements for designation as a redevelopment project area in compliance with the Act.





## 1. INTRODUCTION

The Tax Increment Allocation Redevelopment Act (the "Act") permits municipalities to induce redevelopment of eligible "blighted," "conservation" or "industrial park conservation areas" in accordance with an adopted redevelopment plan. The Act stipulates specific procedures, which must be adhered to, in designating a redevelopment project area. One of those procedures is the determination that the area meets the statutory eligibility requirements. Under 65 ILCS 5/11-74.4-3(p), the Act defines a "redevelopment project area" as:

"... an area designated by the municipality, which is not less in the aggregate than 1-1/2 acres, and in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, conservation area or industrial park conservation area, or combination of both blighted and conservation areas."

In adopting the Act, the Illinois State Legislature found that:

...there exists in many municipalities within this State blighted, conservation and industrial park conservation areas...(at 65 ILCS 5/11-74.4-2(a)); and

...the eradication of blighted areas and treatment and improvement of conservation areas by redevelopment projects is hereby declared to be essential to the public interest (at 65 ILCS 5/11-74.4-2(b)).

The legislative findings were made on the basis that the presence of blight, or conditions that lead to blight, is detrimental to the safety, health, welfare and morals of the public. The Act specifies certain requirements, which must be met, before a municipality may proceed with implementing a redevelopment project in order to ensure that the exercise of these powers is proper and in the public interest.

Before the tax increment financing ("TIF") technique can be used, the municipality must first determine that the proposed redevelopment area qualifies for designation as a "blighted area," "conservation area," or "industrial park conservation area." Based on the conditions present, this Eligibility Study (the "Study") finds that the Study Area qualifies for designation as a blighted area, both with respect to its improved area and with respect to its vacant area.

### Blighted Areas

If the property under consideration is improved, a combination of five or more of the following factors must be present for designation as a blighted area, as more fully discussed in Section 74.4-3(a)(1) of the Act:

1. Dilapidation
2. Obsolescence
3. Deterioration
4. Presence of structures below minimum code standards.

5. Illegal use of individual structures
6. Excessive vacancies
7. Lack of ventilation, light or sanitary facilities
8. Inadequate utilities
9. Excessive land coverage and overcrowding of structures and community facilities
10. Deleterious land use or layout
11. Environmental clean-up requirements
12. Lack of community planning
13. Lagging or declining equalized assessed value

If the property consists of vacant land, a combination of two or more of the following factors qualifies the area as blighted, all as more fully discussed in Section 74.4-3(a)(2) of the Act (the "Vacant Blighted Area Option A Factors"):

1. Obsolete platting of vacant land
2. Diversity of ownership of vacant land
3. Tax or special assessment delinquencies on such land
4. Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land
5. Environmental clean-up requirements
6. Lagging or declining equalized assessed value

Vacant land may also qualify as blighted if any one of the following factors is present, all as more fully described in Section 74.4-3(a)(3) of the Act (the "Vacant Blighted Area Option B Factors"):

1. The area consists of one or more unused quarries, mines or strip mine ponds
2. The area consists of unused rail yards, tracks or rights-of-way
3. The area is subject to flooding as certified by a registered professional engineer or appropriate regulatory agency
4. The area consists of an unused or illegal disposal site containing earth, stone, building debris, or similar materials that were removed from construction, demolition, excavation or dredge sites
5. The area is between 50 to 100 acres, 75 percent vacant, shows deleterious qualities and was designated as a town center before 1982, but not developed for that purpose
6. The area qualified as blighted immediately before it became vacant

The Act defines blighted areas and recent amendments to the Act also provide guidance as to when the factors present qualify an area for such designation. Where any of the factors defined in the Act are found to be present in the Study Area, they must be: 1) documented to be present to a meaningful extent so that the municipality may reasonably find that the factor is clearly present within the intent of the Act; and 2) reasonably distributed throughout the vacant or improved part of the Study Area, as applicable, to which such factor pertains.

The test of eligibility of the Study Area is based on the conditions of the area as a whole. The Act does not require that eligibility be established for each and every property in the Study Area.

## 2. ELIGIBILITY STUDIES AND ANALYSIS

An analysis was undertaken to determine whether any or all of the blighting factors listed in the Act are present in the Study Area, and if so, to what extent and in which locations.

In order to accomplish this evaluation the following tasks were undertaken:

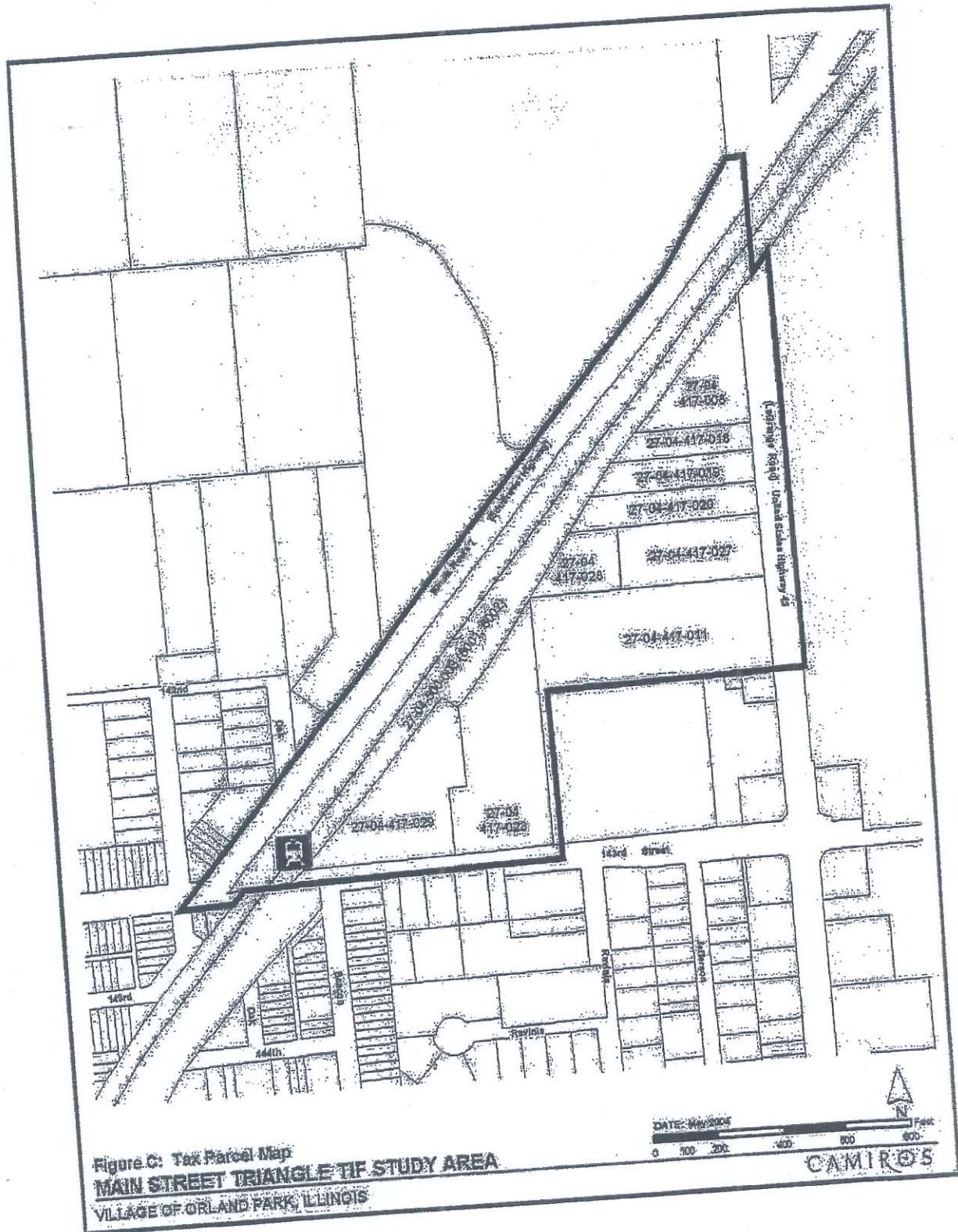
11. Exterior survey of the condition and use of each building.
12. Field survey of environmental conditions involving parking facilities, public infrastructure, site access, fences and general property maintenance.
13. Analysis of existing land uses and their relationships.
14. Comparison of surveyed buildings to zoning regulations.
15. Analysis of the current platting, building size and layout.
16. Analysis of building floor area and site coverage.
17. Review of previously prepared plans, studies, inspection reports and other data.
18. Analysis of real estate assessment data.
19. Review of available building permit records to determine the level of development activity in the area.
20. Review of building code violations

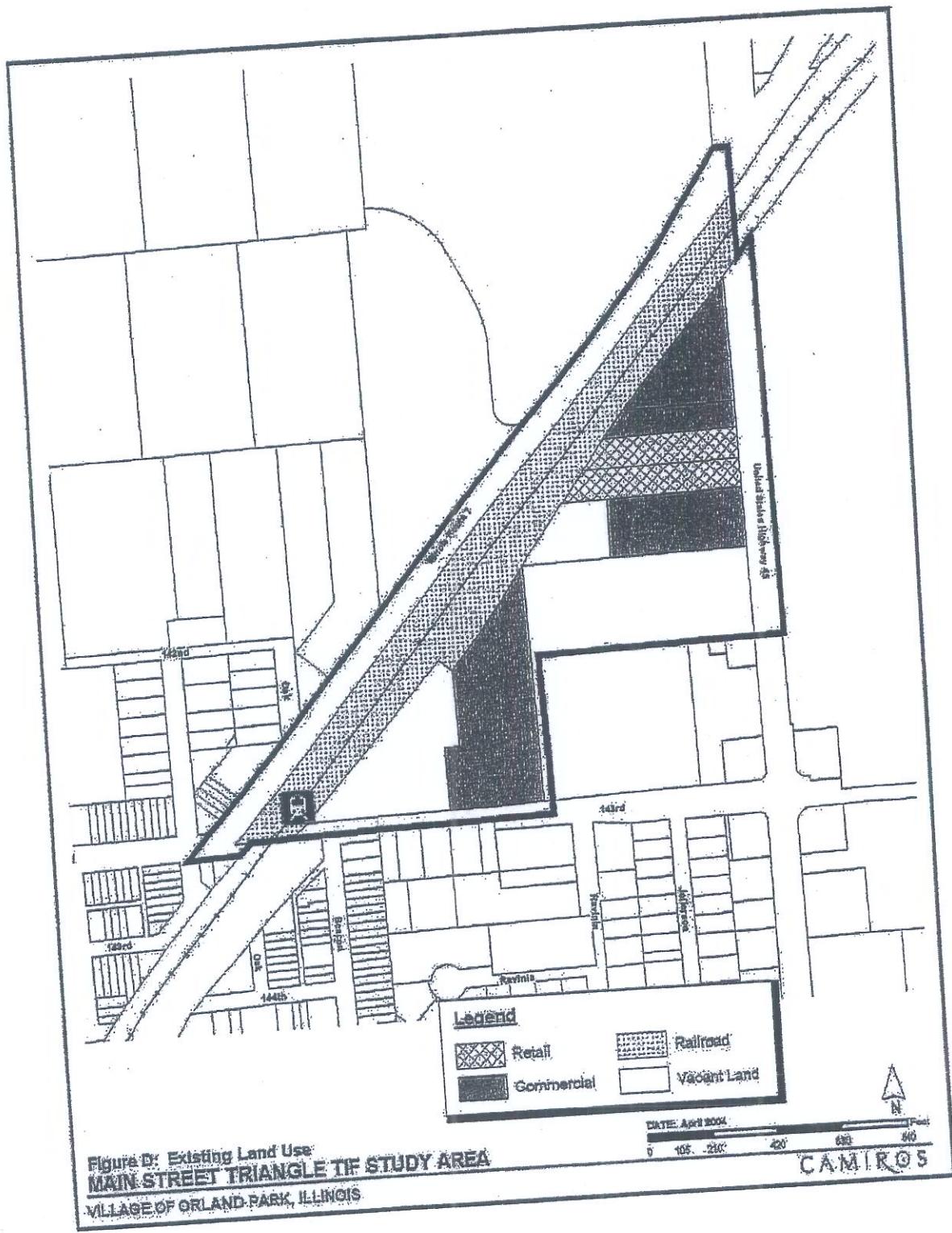
Exterior building condition and site conditions surveys of the Study Area were undertaken between January and March 2004. The analysis of site conditions was organized by tax parcel as shown in *Figure C: Tax Parcel Map*, with the corresponding existing land use shown in *Figure D: Existing Land Use*. It should be noted that as a result of land acquisition by the Village and Metra there was a change in the Parcel Identification Number (PIN) for several tax parcels. The 2003 tax parcels are the basis for the eligibility analysis wherever possible. The EAV analysis relies on the PINs in existence for the 2002 and prior tax years.

Where a factor is described as being present to a *meaningful* extent, the factor is present with respect to a majority of the improved or vacant tax parcels in the Study Area, as applicable. The presence of such conditions has a major adverse impact or influence on adjacent and nearby property. A factor described as being present to a *minor* extent indicates that the factor is present, but that the distribution of impact of the condition is more limited, affecting fewer than 50% of the improved or vacant tax parcels, as applicable. A statement that the factor is *not present* indicates that either no information was available or that no evidence was documented as a result of the various surveys and analyses. Factors whose presence could not be determined with certainty were not considered in establishing eligibility.

Each factor identified in the Act for determining whether an area qualifies as a blighted area is discussed below and a conclusion is presented as to whether or not the factor is present in the Study Area to a degree sufficient to warrant its inclusion as a blighting factor in establishing the

eligibility of the area as a blighted area under the Act. These findings describe the conditions that exist and the extent to which each factor is present.





### 3. PRESENCE AND DISTRIBUTION OF ELIGIBILITY FACTORS

The Act establishes different eligibility factors for improved property and vacant land. Property within the Study Area consists of a combination of improved property and vacant land. Two tax parcels within the Study Area consist of railroad right-of-way and a Metra commuter station and are classified as improved.

Improved property includes parcels that contain buildings, structures, parking or other physical improvements. Improved property may include single parcels or multiple parcels under single or common ownership. Landscaped yards, open space or other ancillary functions may also be classified as improved property for the purposes of the eligibility analysis if they are obviously accessory to an adjacent building (primary use).

In order to establish the eligibility of a redevelopment project area under the improved "blighted area" criteria established in the Act, at least five of 13 eligibility factors must be meaningfully present and reasonably distributed throughout the Study Area with respect to improved property. For vacant land, either two Vacant Blighted Area Option A Factors or one Vacant Blighted Area Option B Factor must be meaningfully present and reasonably distributed with respect to the vacant land.

This eligibility study finds that the Study Area qualifies for designation as a combination of an improved blighted area and vacant blighted area under the criteria contained in the Act. The following eight qualifying factors for an improved blighted area are meaningfully and reasonably distributed within the improved portions of the Study Area:

1. Obsolescence
2. Deterioration
3. Presence of structures below minimum code standards
4. Inadequate utilities
5. Excessive land coverage or overcrowding of community facilities
6. Deleterious land use or layout
7. Lack of community planning
8. Lagging or declining EAV

Three other qualifying factors for improved property are present to a minor extent within the Study Area. While present, these factors were not used to establish eligibility of the Study Area as blighted under the Act. Dilapidation was found to be present on three tax parcels. Lack of ventilation, light or sanitary facilities and excessive vacancies were noted on two of the eight improved tax parcels.

The following Vacant Blighted Area Option A Factors apply to the vacant land in the Study Area:

April, 2004

1. Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land
2. Lagging or declining EAV

These Option A Factors are meaningfully present to a major extent, affecting each of the three vacant tax parcels. Thus, the vacant portion of the Study Area qualifies as blighted under the Act.

In addition, the following Vacant Blighted Area Option B Factors are present with respect to vacant parcels within the Study Area:

- The area consists of an unused or illegal disposal site.

Evidence of illegal dumping of construction debris was observed on one vacant tax parcel (27-04-417-011).

- The area qualified as blighted immediately before it became vacant

Vacant land that previously contained a concrete plant (tax parcel 27-04-417-029) in the southwest portion of the Study Area qualifies as blighted because it qualified as a blighted improved area immediately prior to becoming vacant by virtue of the presence of the following eligibility factors applicable to improved property:

1. Obsolescence
2. Deterioration
3. Presence of structures below minimum code standards
4. Inadequate utilities
5. Deleterious land use or layout
6. Lack of community planning
7. Lagging or declining equalized assessed value

The presence and distribution of eligibility factors related to the qualification of the Study Area for designation as a combination of an improved blighted area and a vacant blighted area are discussed below. The thirteen conditions that were analyzed with respect to the improved portion of the Study Area are presented in two sections: factors present within the Study Area and factors not found to be present or whose presence could not be determined. Following this discussion, the eligibility factors related to vacant land are discussed.

All of applicable factors are well distributed throughout the Study Area, as indicated in *Table C, Distribution of Blighting Factors*.

### Improved Property

The Study Area contains eight tax parcels that are classified as improved property. Included in this total is railroad property with two leasehold interests, constituting two tax parcels (27-04-500-003-6001 and 27-04-500-003-6002).

## Factors Present Within the Study Area

### 1. *Dilapidation*

As defined in the Act, "dilapidation" refers to an advanced state of disrepair or neglect of necessary repairs to the primary structural components of buildings or improvement in such a combination that a documented building condition analysis determines that major repair is required or the defects are so serious and so extensive that the buildings must be removed.

This section summarizes the process used for assessing building conditions in the Study Area, the standards and criteria used for evaluation, and the findings as to the existence of dilapidation or deterioration of structures.

The building condition analysis is based on a thorough exterior inspection of the buildings and sites conducted by Camiros, Ltd. between January and March 2004. Structural deficiencies in building components and related environmental deficiencies in the Study Area were noted during the survey.

### *Building Components Evaluated*

During the field survey, each component of the buildings in the Study Area was examined to determine whether it was in sound condition or had minor, major, or critical defects. Building components examined were of two types:

#### Primary Structural Components

These include the basic elements of any building: foundation walls, load-bearing walls and columns, roof, roof structures and facades.

#### Secondary Components

These are components generally added to the primary structural components and are necessary parts of the building, including exterior and interior stairs, windows and window units, doors and door units, interior walls, chimney, and gutters and downspouts.

Each primary and secondary component was evaluated separately as a basis for determining the overall condition of individual buildings. This evaluation considered the relative importance of specific components within a building and the effect that deficiencies in components will have on the remainder of the building.

### *Building Component Classification*

The four categories used in classifying building components and systems and the criteria used in evaluating structural deficiencies are described below:

#### Sound

Building components that contain no defects, are adequately maintained, and require no treatment outside of normal ongoing maintenance.

Deficient – Requiring Minor Repair

Building components containing defects (loose or missing material or holes and cracks over a limited area), which often may be corrected through the course of normal maintenance. Minor defects have no real effect on either the primary or secondary components and the correction of such defects may be accomplished by the owner or occupants, such as tuckpointing masonry joints over a limited area or replacement of less complicated components. Minor defects are not considered in rating a building as structurally substandard.

Deficient – Requiring Major Repair

Building components that contain major defects over a widespread area that would be difficult to correct through normal maintenance. Buildings in the major deficient category would require replacement or rebuilding of components by people skilled in the building trades.

Critical

Building components that contain major defects (bowing, sagging, or settling to any or all exterior components causing the structure to be out-of-plumb, or broken, loose or missing material and deterioration over a widespread area) so extensive that the cost of repair would be excessive.

*Final Building Rating*

After completion of the exterior building condition survey, each structure was placed in one of three categories based on the combination of defects found in various primary and secondary building components. Each final rating is described below:

Sound

Sound buildings can be kept in a standard condition with normal maintenance. Buildings so classified have no minor defects.

Deficient

Deficient buildings contain defects that collectively are not easily correctable and cannot be accomplished in the course of normal maintenance. The classification of major or minor reflects the degree or extent of defects found during the survey of the building.

- Deficient-Minor  
Buildings classified as "deficient – requiring minor repairs" have more than one minor defect, but no major defects.
- Deficient-Major  
Buildings classified as "deficient – requiring major repairs" have at least one major defect in one of the primary components or in the combined secondary components, but less than one critical defect.

### Substandard

Structurally substandard buildings contain defects that are so serious and so extensive that the building must be removed. Buildings classified as structurally substandard have two or more major defects.

Minor deficient and major deficient buildings are considered to be the same as deteriorating buildings as referenced in the Act. Substandard buildings are the same as dilapidated buildings.

*Conclusion: Dilapidation was found to be present within the Study Area to minor extent, affecting three structures in the Study Area. Because dilapidation affected fewer than 50% of the improved tax parcels this condition was not considered to be meaningfully present within the Study Area.*

## 2. *Obsolescence*

As defined in the Act, "obsolescence" refers to the condition or process of falling into disuse. Structures have become ill suited for the original use.

In making findings with respect to buildings, it is important to distinguish between *functional obsolescence* which relates to the physical utility of a structure, and *economic obsolescence* which relates to a property's ability to compete in the marketplace.

### Functional Obsolescence

Historically, structures have been built for specific uses or purposes. The design, location, height, and space arrangement are intended for a specific occupant at a given time. Buildings become obsolete when they contain characteristics or deficiencies which limit their use and marketability after the original use ceases. The characteristics may include loss in value to a property resulting from an inherent deficiency existing from poor design or layout, the improper orientation of the building on its site, etc., which detracts from the overall usefulness or desirability of a property.

### Economic Obsolescence

Economic obsolescence is normally a result of adverse conditions which cause some degree of market rejection and depreciation in market values.

If functionally obsolete properties are not periodically improved or rehabilitated, or economically obsolete properties are not converted to higher and better uses, the income and value of the property erodes over time. This value erosion leads to deferred maintenance, deterioration, and excessive vacancies. These manifestations of obsolescence then begin to have an overall blighting influence on surrounding properties and detract from the economic vitality of the overall area.

Obsolescence as a factor should be based upon the documented presence and reasonable distribution of buildings evidencing such obsolescence. Obsolete buildings contain characteristics or deficiencies that limit their long-term sound use or reuse. Obsolescence in such buildings is typically difficult and expensive to correct. Obsolete building types have an

adverse affect on nearby and surrounding development and detract from the physical, functional and economic vitality of the area.

Buildings within the Study Area are both functionally and economically obsolete. All but one of the primary buildings for which building age can be documented are at least 35 years old. Several other primary buildings also appear to date from the 1960's or earlier. Conditions related to functional obsolescence include retail store sizes that are far below contemporary requirements, inadequate loading dock doors, inadequate provision for parking, and unsafe provision for access to and from LaGrange Road.

Economic obsolescence is demonstrated by a lack of growth in equalized assessed value. The equalized assessed value of improved property in the Study Area increased at a slower rate than the balance of property in the Village and experienced a significant decrease between the 1999 and 2000 tax years.

*Conclusion: Obsolescence is present to a meaningful extent, affecting buildings on five of the eight improved tax parcels. This factor is present to a meaningful extent and reasonably distributed throughout the Study Area affecting 63% of the improved tax parcels.*

### **3. Deterioration**

As defined in the Act, "deterioration" refers to, with respect to buildings, defects including, but not limited to, major defects in the secondary building components such as doors, windows, porches, gutters and downspouts, and fascia. With respect to surface improvements, the condition of roadways, alleys, curbs, gutters, sidewalks, off-street parking, and surface storage areas evidence deterioration, including, but not limited to, surface cracking, crumbling, potholes, depressions, loose paving material, and weeds protruding through paved surfaces.

Based on the definition given by the Act, deterioration refers to any physical deficiencies or disrepair in buildings or site improvements requiring treatment or repair. All of the tax parcels within the Study Area exhibit deterioration to varying degrees, with respect to site improvements and/or buildings.

*Conclusion: Deterioration is present to a meaningful extent and reasonably distributed throughout the Study Area, affecting each of the eight improved tax parcels.*

### **4. Presence of Structures Below Minimum Code Standards**

As defined in the Act, the "presence of structures below minimum code standards" refers to all structures that do not meet the standards of zoning, subdivision, building, fire, and other governmental codes applicable to property, but not including housing and property maintenance codes.

As referenced in the definition above, the principal purposes of governmental codes applicable to properties are to require buildings to be constructed in such a way as to sustain safety of loads expected from the type of occupancy; to be safe for occupancy against fire

and similar hazards; and/or to establish minimum standards essential for safe and sanitary habitation. Structures below minimum code standards are characterized by defects or deficiencies that threaten health and safety.

Determination of the presence of structures below minimum code standards was based upon a review of available inspection reports and review of buildings and site improvements in relation to current zoning requirements. A review of inspection reports identified five buildings in the Study Area cited for building code violations since 1997. While these code violations were subsequently corrected, they do reflect issues associated with older buildings that were built prior to the adoption of contemporary building and life safety codes.

A more significant issue involves the application of current zoning requirements to the existing development pattern within the Study Area. Orland Park's Zoning Ordinance requires that buildings along LaGrange Road be set back a minimum of 80 feet from the front lot line. None of the buildings that front on LaGrange Road comply with this standard. Several are less than 26 feet from the front property line.

*Conclusion: The factor of structures below minimum code standards is present to a major extent affecting six of eight improved tax parcels. Therefore, the factor of structures below minimum code standards is present to a meaningful extent and reasonably distributed throughout the Study Area.*

##### **5. Excessive Vacancies**

As defined in the Act, "excessive vacancies" refers to the presence of buildings that are unoccupied or under-utilized and that represent an adverse influence on the area because of the frequency, extent, or duration of the vacancies.

The presence of this factor is limited to two tax parcels, one of which is owned by the Village of Orland Park and is expected to be demolished to facilitate redevelopment activities in the Study Area. There is also approximately 4,400 square feet of vacant space in a commercial building at the north end of the Study Area.

*Conclusion: Excessive vacancies, as a factor, is present to minor extent affecting two of the eight improved tax parcels within the Study Area. Therefore, while present, the factor of excessive vacancies is not considered present to a meaningful extent because it affects fewer than 50% of the improved tax parcels.*

##### **6. Lack of Ventilation, Light, or Sanitary Facilities**

As defined in the Act, "lack of ventilation, light, or sanitary facilities" refers to the absence of adequate ventilation for light or air circulation in spaces or rooms without windows, or that require the removal of dust, odor, gas, smoke, or other noxious airborne materials. Inadequate natural light and ventilation means the absence or inadequacy of skylights or windows for interior spaces or rooms and improper window sizes and amounts by room area to window area ratios. Inadequate sanitary facilities refers to the absence or inadequacy of garbage storage and enclosure, bathroom facilities, hot water and kitchens, and structural

inadequacies preventing ingress and egress to and from all rooms and units within a building.

Conditions pertaining to a lack of ventilation, light or sanitary facilities are primarily related to the adequacy of garbage enclosures and buildings where vents have been boarded up.

*Conclusion: This factor affects two of the eight improved tax parcels in the Study Area. Thus, while present, lack of ventilation, light or sanitary facilities affects fewer than 50% of the improved tax parcels and is not present to an extent sufficient to warrant use of this factor to qualify the Study Area as an improved blighted area under the Act.*

#### **7. Inadequate Utilities**

As defined in the Act, "inadequate utilities" refers to underground and overhead utilities such as storm sewers and storm drainage, sanitary sewers, water lines, and gas, telephone, and electrical services that are shown to be inadequate. Inadequate utilities are those that are: (i) of insufficient capacity to serve the uses in the redevelopment project area, (ii) deteriorated, antiquated, obsolete, or in disrepair, or (iii) lacking within the redevelopment project area.

There is an existing storm sewer that runs through the middle of the Study Area that is antiquated and inadequate to handle existing and proposed developments. Water mains that serve the Study Area are approximately 50 years old and are near the end of their useful life. Sanitary sewers are mostly clay pipe which are deteriorated, prone to leaks and also at the end of their useful life. Replacement of these utilities is required to support new development. As redevelopment occurs, relocation will also be required to correspond to new public rights-of-way required to serve new public and private development.

*Conclusion: Inadequate utilities is present to a meaningful extent and reasonably distributed throughout the Study Area, affecting the entire Study Area.*

#### **8. Excessive Land Coverage or Overcrowding of Community Facilities**

As defined in the Act, "excessive land coverage or overcrowding of community facilities" refers to the over-intensive use of property and the crowding of buildings and accessory facilities onto a site. Examples of problem conditions warranting the designation of an area as one exhibiting excessive land coverage are: (i) the presence of buildings either improperly situated on parcels or located on parcels of inadequate size and shape in relation to present-day standards of development for health and safety and (ii) the presence of multiple buildings on a single parcel. For there to be a finding of excessive land coverage, these parcels must exhibit one or more of the following conditions: insufficient provision for light and air within or around buildings, increased threat of spread of fire due to the close proximity of buildings, lack of adequate or proper access to a public right-of-way, lack of reasonably required off-street parking, or inadequate provision for loading and service.

Evidence of this factor within the Study Area includes inadequate access for parcels fronting on LaGrange Road and inadequate secondary access from 143<sup>rd</sup> Street. Additionally, most parcels exhibit inadequate provision for loading and service access.

*Conclusion: Excessive land coverage and overcrowding of structures and community facilities is present to a major extent in seven of the eight improved tax parcels and is reasonably distributed throughout the Project Area. Therefore, this factor is meaningfully present and reasonably distributed throughout the Study Area.*

#### **9. Deleterious Land Use or Layout**

As defined in the Act, "deleterious land-use or layout" refers to the existence of incompatible land-use relationships, buildings occupied by inappropriate mixed-uses, or uses considered to be noxious, offensive, or unsuitable for the surrounding area.

Under the Act, this factor is narrowly defined with six tax parcels meeting the statutory definition by virtue of the mix of industrial and retail uses on adjacent parcels and operational differences between adjacent uses.

While not falling within the statutory definition other examples of inappropriate layout relate to the platting of lots with 100 foot lot frontages along LaGrange Road and lot depths that range from approximately 360 feet to more than 750 feet. These long narrow parcels are difficult to develop and have resulted in underutilization of the back half of the lot, which abuts the railroad tracks.

*Conclusion: The factor of deleterious land-use or layout is found to be present to a major extent in six of the eight improved tax parcels. This factor is meaningfully present and reasonably distributed throughout the Study Area.*

#### **10. Lack of Community Planning**

As defined in the Act, "lack of community planning" means that the proposed redevelopment project area was developed prior to or without the benefit or guidance of a community plan. This means that the development occurred prior to the adoption by the municipality of a comprehensive or other community plan or that the plan was not followed at the time of the area's development. This factor must be documented by evidence of adverse or incompatible land-use relationships, inadequate street layout, improper subdivision, parcels of inadequate shape and size to meet contemporary development standards, or other evidence demonstrating an absence of effective community planning.

The Orland Park Comprehensive Plan has called for mixed use transit-oriented development, including significant residential density since at least 1991. The buildings and uses included in the Study Area were developed well before the effective date of the current plan. Narrow lot widths make parcels difficult to develop. Lack of signalized intersections on 143<sup>rd</sup> Street and LaGrange Road make ingress and egress from property within the Study Area difficult. Other evidence of lack of community planning includes the absence of commuter parking within the Study Area to serve the existing Metra station, and the absence of an internal street grid to serve property within the Study Area. The unimproved gravel service drive, which is the only internal circulation route within the Study Area, is total inadequate to meet this need.

*Conclusion: Lack of community planning as a factor is present to a major extent, affecting the entire Study Area. Therefore, this factor is meaningfully present and reasonably distributed throughout the Study Area.*

#### **11. Lagging or Declining Equalized Assessed Value**

As defined in the Act, this factor is present when the Study Area can be described by one of the following three conditions: 1) the total equalized assessed value ("EAV") has declined in three of the last five years; 2) the total EAV is increasing at an annual rate that is less than the balance of the municipality for three of the last five years; or 3) the total EAV is increasing at an annual rate that is less than the Consumer Price Index for all Urban Consumers for three of the last five years.

*Table A, Comparative Increase in Equalized Assessed Value – Improved Property* compares the annual change in EAV for improved property within the Study Area with the balance of the Village.

**Table A  
COMPARATIVE INCREASE IN EQUALIZED ASSESSED VALUE – IMPROVED PROPERTY**

	2002*	2001	2000	1999*	1998
Improved Property within the Study Area	\$2,701,722	\$2,561,416	\$2,465,714	\$3,254,853	\$3,103,040
	5.48%	3.88%	-24.24%	4.89%	4.75%
Balance of Orland Park	22.16%	6.67%	1.15%	12.46%	4.34%

\*Reassessment years

Source: Cook County Tax Extension Office

As shown in Table A, the equalized assessed value of improved property within the Study Area declined between the 1999 and 2000 tax years and increased at a slower rate than the balance of the Village for three other tax years.

*Conclusion: Lagging or declining EAV is meaningfully present and reasonably distributed within the Study Area.*

#### **Factors Found Not To Be Present Or Whose Presence Could Not Be Determined**

##### ***Illegal Use of Structures***

There is an illegal use of a structure when structures are used in violation of federal, state or local laws. Based on the surveys conducted, no structures in the Study Area are used illegally.

*Conclusion: This factor was found not to be present within the Study Area.*

### ***Environmental Clean-Up Requirements***

As defined in the Act, "environmental clean-up" means that the area has incurred Illinois Environmental Protection Agency or United States Environmental Protection Agency remediation costs for, or a study conducted by an independent consultant recognized as having expertise in environmental remediation has determined a need for, the clean-up of hazardous waste, hazardous substances, or underground storage tanks required by State or federal law, provided that the remediation costs constitute a material impediment to the development or redevelopment of the redevelopment project area.

*Conclusion: No existing environmental surveys were found that identify sites within the Study Area as environmentally contaminated, nor were any such surveys conducted as part of this Study. Therefore, the presence of environmental contamination could not be determined.*

### **Conclusion**

On the basis of the above review of current conditions, the improved part of the Study Area meets the criteria for qualification as a blighted area. The Project Area exhibits the presence of 11 of the 13 improved blighted area factors. Eight of these factors are meaningfully present and reasonably distributed throughout the Study area. Only five factors are required to qualify as a blighted area under the Act. Three factors are present to a more limited extent and were not used to qualify the Study Area as an improved blighted area, although they clearly contribute to the overall condition of the Study Area and appropriateness for use of tax increment financing.

### **VACANT LAND**

Three tax parcels are classified as vacant land for purposes of this eligibility analysis. Vacant land may qualify as a blighted area if any of two of the six Vacant Blighted Area Option A Factors exist or if any one of the Vacant Blighted Area Option B factors exist. All of the vacant tax parcels within the Study Area meet the criteria required for designation as a "vacant blighted area" as set forth in the Act.

The vacant part of the Study Area satisfies two of the Vacant Blighted Area Option A Factors. Two of the vacant tax parcels also each exhibit one of the Vacant Blighted Area Option B Factors, thus qualifying under each of the blighted area tests.

#### **Vacant Blighted Area Option A Factors**

Vacant areas within the Study Area may qualify for designation as part of a redevelopment project area, if the sound growth of the redevelopment project area is impaired by a combination of two of six factors listed in section 11-74.4-3(a)(2) of the Act, each of which is (i) present, with that presence documented, to a meaningful extent so that a municipality may reasonably find that the factor is clearly present within the intent of the Act and (ii) reasonably distributed throughout the vacant part of the redevelopment project area to which it pertains. These factors include:

**a. Obsolete Platting**

This factor is present when the platting of vacant land results in parcels of limited or narrow size or configuration of parcels in irregular size or shape that would be difficult to develop on a planned basis, in a manner compatible with contemporary standards and requirements. Obsolete platting is also evident where there is a failure to create rights-of-way for streets or alleys or where public rights-of-way are of inadequate widths, or easements for public utilities have not been provided.

*Conclusion: This factor is not present within the Study Area. Although one tax parcel appears to meet conditions contained in the statutory definition, this parcel was recently purchased by Metra in anticipation of Village construction of a new public street to provide access to this site and the new train station.*

**b. Diversity of Ownership**

This factor is present when the number of owners of the vacant land is sufficient in number to retard or impede the assembly of land for development.

Vacant land within the Study Area is owned by the Village, RTA and one private owner.

*Conclusion: This factor is not present within the Study Area.*

**c. Tax and Special Assessment Delinquencies**

This factor exists when tax or special assessment delinquencies exist or the vacant land has been the subject of tax sales under the property tax code within the last five years. No tax delinquencies were identified during the analysis of equalized assessed value changes.

*Conclusion: This factor is not present within the Study Area.*

**d. Deterioration of Structures or Site Improvements in Neighboring Areas Adjacent to the Vacant Land**

Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land includes the improved areas as described in the previous sections. The criteria used for evaluating the deterioration of structures and site improvements in neighboring areas is presented in greater detail elsewhere in the Eligibility Study.

The improved part of the Study Area is adjacent to the vacant portion of the Study Area. As described previously in this report, deterioration is present to a meaningful degree in the improved portion of the Study Area. The factor of deterioration of structures or site improvements in neighboring areas adjacent to the vacant land is present to a meaningful extent and impacts all of the vacant tax parcels.

*Conclusion: Deterioration of structures or site improvements in neighboring areas adjacent to the vacant area impacts each of the three vacant tax parcels to a major extent and is*

therefore present to a meaningful extent and reasonably distributed throughout the vacant parts of the Study Area.

*e. Lagging or Declining EAV*

As defined in the Act, a “declining or lagging equalized assessed valuation” means that the total equalized assessed value of the proposed redevelopment project area has declined for 3 of the last 5 calendar years prior to the year in which the redevelopment project is designated or is increasing at an annual rate that is less than the balance of the municipality for 3 of the last 5 calendar years for which information is available or is increasing at an annual rate that is less than the Consumer Price Index for All Urban Consumers published by the United States Department of Labor or successor agency for 3 of the last 5 calendar years prior to the year in which the redevelopment project area is designated.

Collectively, the vacant portion of the Study Area experienced a growth rate in EAV that lagged behind the growth rate for the balance of the Village in four of the last five years and actually declined in one of those years. *Table B, Comparative Increase in Equalized Assessed Value – Vacant Land* presents the percent change in EAV by year for the vacant portion of the Study Area and the rate of growth in EAV for the balance of the Village. It should be noted that tax parcel 27-04-417-028 did not exist prior to the 2003 tax year and is not included in the comparative EAV analysis for vacant land. Prior to the 2003 tax year, this property was part of two improved tax parcels, and therefore, is included in the EAV trend analysis for improved property.

**Table B  
COMPARATIVE INCREASE IN EQUALIZED ASSESSED VALUE – VACANT LAND**

	2002*	2001	2000	1999*	1998
Vacant Land within the Study Area	\$1,308,626	\$1,169,528	\$1,125,831	\$1,139,503	\$755,649
	11.89%	3.88%	-1.20%	50.80%	1.44%
Balance of Orland Park	22.16%	6.67%	1.15%	12.46%	4.34%

\*Reassessment years

Source: Cook County Tax Extension Office

*Conclusion: The vacant portion of the Study Area satisfies the definition contained in the Act with respect to stagnant or declining EAV for four of the past five years. Therefore, this factor is meaningfully present and reasonably distributed throughout the Study Area.*

*f. Environmental Clean-Up*

As defined in the Act, “environmental clean-up” means that the area has incurred Illinois Environmental Protection Agency or United States Environmental Protection Agency remediation costs for, or a study conducted by an independent consultant recognized as having expertise in environmental remediation has determined a need for, the clean-up of hazardous waste, hazardous substances, or underground storage tanks required by State or

federal law, provided that the remediation costs constitute a material impediment to the development or redevelopment of the redevelopment project area.

The concrete plant that occupied tax parcel 27-04-417-026-000 required only limited environmental remediation during demolition. These remediation costs do not constitute a material impediment to redevelopment.

*Conclusion: No existing environmental surveys were found that identify other sites within the Study Area as environmentally contaminated, nor were any such surveys conducted as part of this Study. Therefore, this factor was not found to be present within the Study Area.*

#### **Blighted Vacant Area Option B Factors**

Vacant areas within the Study Area may also qualify for designation as part of a redevelopment project area, if the sound growth of the redevelopment project area is impaired by one of six other factors listed in section 11-74.4-3(a)(3) of the Act, that (i) is present, with that presence documented, to a meaningful extent so that a municipality may reasonably find that the factor is clearly present within the intent of the Act and (ii) is reasonably distributed throughout the vacant part of the redevelopment project area to which it pertains. Two factors present are defined in the Act as follows:

- *The area consists of an unused or illegal disposal site containing earth, stone, building debris, or similar materials that were removed from construction, demolition, excavation, or dredge sites.*

One of the three vacant tax parcels contains construction debris that appears to have been illegally dumped on the site.

- *The area qualified as a blighted improved area immediately prior to becoming vacant and there has not been substantial private investment in the immediately surrounding area.*

Using the definitions for an improved blighted area as stated in the Act, presented below is a summary evaluation of the seven improved blighted area factors that were present with respect to the concrete plant acquired and subsequently demolished by the Village.

- a. *Obsolescence* – This facility was more than 35 years of age and obsolete in terms of its location and economic value.
- b. *Deterioration* – The structures and site improvements were found to be deteriorated based on a preliminary site inspection conducted prior to demolition. Remaining site improvements including a rusted antenna are also deteriorated.
- c. *Presence of structures below minimum code standards* – Prior to demolition, the site contained at least one building on two tax parcels in violation of applicable zoning regulations.

- d. *Inadequate utilities* – As described in the discussion of improved property within the Study Area, sewer, water and storm sewers are deteriorated and at the end of their useful lives.
- e. *Deleterious land use or layout* – The presence of the concrete plant in close proximity to residential and retail areas and the planned expansion of commuter rail facilities reflects incompatible land use relationships.
- f. *Lack of community planning* – The concrete plant use was not consistent with the Orland Park Comprehensive Plan and represents an obsolete use.
- g. *Lagging or declining equalized assessed value* – The initial assessment of this factor was completed prior to the demolition of the building and showed that the Study Area, including this tax parcel, met the applicable statutory requirement.

*Lack of Investment in Surrounding Area* – As described previously there has been no substantial private investment in either the improved or vacant portions of the Study Area for the past decade.

**Table C:**  
**DISTRIBUTION OF BLIGHTING FACTORS**

Improved Tax Parcels	Improved Property Eligibility Factors ("X": factor present)												
	1	2	3	4	5	6	7	8	9	10	11	12	13
27-04-417-008-0000	X	X	X	X		X	X	X	X	X		X	X
27-04-417-018-0000	X	X	X	X		X		X	X	X		X	X
27-04-417-019-0000		X	X	X			X	X	X	X		X	X
27-04-417-020-0000		X	X	X				X				X	X
27-04-417-023-0000			X	X				X				X	X
27-04-417-027-0000			X	X				X		X		X	X
27-04-500-003-6001	X	X	X					X	X	X		X	X
27-04-500-003-6002			X					X	X	X		X	X
Number of Parcels Where Factor is Present	3	5	8	6		2	2	8	7	6		8	8
% of Improved Parcels	38%	63%	100%	75%		25%	25%	100%	88%	75%		100%	100%

\* - These tax parcels are comprised solely of railroad right-of-way not subject to private investment and were, therefore, not analyzed as part of the Eligibility Study.

Legend of Eligibility Factors- Improved Property	
1	Dilapidation
2	Obsolescence
3	Deterioration
4	Presence of structures below minimum code standards
5	Illegal use of structures
6	Excessive vacancies
7	Lack of ventilation, light or sanitary facilities
8	Inadequate utilities
9	Excessive land coverage or overcrowding of community facilities
10	Deleterious land use or layout
11	Environmental contamination
12	Lack of community planning
13	Lagging or declining EAV

**Table C: (Continued)**  
**DISTRIBUTION OF BLIGHTING FACTORS**

Vacant Tax Parcels	Vacant Land Eligibility Factors ("X" = factor present)										
	Option A Factors (2 required)						Option B Factors (1 required)				
	A	B	C	D	E	F	G	H	I	J	K
27-04-417-011-0000				X		X					X
27-04-417-028-0000				X		X					
27-04-417-029-0000				X		X					X
Factor Present				3		3				1	1
% of Total				100%		100%				33%	33%

Legend of Eligibility Factors - Vacant Land	
A	Obsolete platting
B	Diversity of ownership
C	Tax and special assessment delinquencies
D	Deterioration of structure or site improvements in areas adjacent to vacant land
E	Environmental contamination
F	Lagging or declining equalized assessed valuation
G	Unused quarries, mines or strip ponds
H	Unused rail yards, rail tracks or railroad right-of-ways
I	Subject to chronic flooding as certified by registered engineer or regulatory agency
J	Unused or illegal disposal site
K	Blighted before becoming vacant

## APPENDIX D

### MAIN STREET TRIANGLE REDEVELOPMENT AND PROJECT AREA INITIAL EQUALIZED ASSESSED VALUE

#	PIN NO.	2002 EAV
1	27-04-417-008-0000	\$447,194
2	27-04-417-011-0000	\$633,848
3	27-04-417-018-0000	Exempt
4	27-04-417-019-0000	\$392,553
5	27-04-417-020-0000	\$375,270
6	27-04-417-021-0000*	\$416,370
7	27-04-417-022-0000*	\$385,250
8	27-04-417-023-0000	\$658,085
9	27-04-417-024-0000*	\$23,356
10	27-04-417-026-0000*	\$651,422
11	27-04-500-002-6001*	Railroad
12	27-04-500-002-6002*	Railroad
Total Initial EAV		\$3,983,348

\* - Due to resubdivision and consolidation of land within the Project Area these parcels no longer exist for the 2003 tax year. The following table summarizes the relation of 2002 PIN numbers and PIN numbers that are new for the 2003 tax year:

2002 PIN NO.	2003 PIN NO.
27-04-417-021-0000	27-04-417-027-0000
27-04-417-022-0000	27-04-417-028-0000
27-04-417-024-0000	27-04-417-029-0000
27-04-417-026-0000	
27-04-500-002-6001	27-04-500-003-6001
27-04-500-002-6002	27-04-500-003-6002

## EXHIBIT A

### MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO.1

#### LEGAL DESCRIPTION

BEGINNING AT A POINT ON THE EAST LINE OF THE SE  $\frac{1}{4}$  OF SECTION 4-36-12 SAID POINT BEING 545 FEET SOUTH OF THE NE CORNER OF SAID SE  $\frac{1}{4}$ ; THENCE SOUTH ALONG SAID EAST LINE OF THE SE  $\frac{1}{4}$  TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY OF WABASH RAILROAD COMPANY TO THE EAST LINE OF LAGRANGE ROAD; THENCE SOUTH ALONG SAID EAST LINE OF LAGRANGE ROAD TO THE SOUTH LINE OF SECTION 3-36-12; THENCE SOUTH 50 FEET TO A POINT SAID POINT BEING 50 FEET EAST OF THE EAST LINE OF SECTION 9-36-12; THENCE WESTERLY TO A POINT ON THE EAST LINE OF SECTION 9, SAID POINT BEING 50 FEET SOUTH OF THE NE CORNER OF SAID SECTION 9; THENCE WESTERLY ALONG THE SOUTH LINES OF 143<sup>RD</sup> STREET TO A POINT 244.27 FEET WEST OF THE WEST LINE OF RAVINIA AVE; THENCE NORTH TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO THE WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  OF SAID SECTION 9; THENCE SOUTH ALONG SAID WEST LINE OF THE E  $\frac{1}{2}$  OF THE NE  $\frac{1}{4}$  TO THE SOUTH LINE OF 143<sup>RD</sup> STREET; THENCE WEST ALONG SAID SOUTH LINE OF 143<sup>RD</sup> STREET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF WABASH RAILROAD COMPANY; THENCE NORTHEASTERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE TO THE NORTH LINE OF SAID SECTION 9; THENCE WEST ALONG SAID NORTH LINE OF SECTION 9 TO A POINT OF INTERSECTION WITH THE NORTHWESTERLY LINE OF SOUTHWEST HIGHWAY EXTENDED TO THE SOUTHWEST; THENCE NORTHEASTERLY ALONG SAID EXTENDED NORTHWESTERLY LINE AND ALONG THE NORTHWESTERLY LINES OF SOUTHWEST HIGHWAY TO A POINT ON THE WEST LINE OF LAGRANGE ROAD; THENCE EASTERLY TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## **EXHIBIT B – STREET LOCATION**

The area, including the amended area (10.5), totals approximately 48.4 acres. The street boundaries generally include Southwest Highway, LaGrange Road and 143<sup>rd</sup> Street.

## Exhibit C

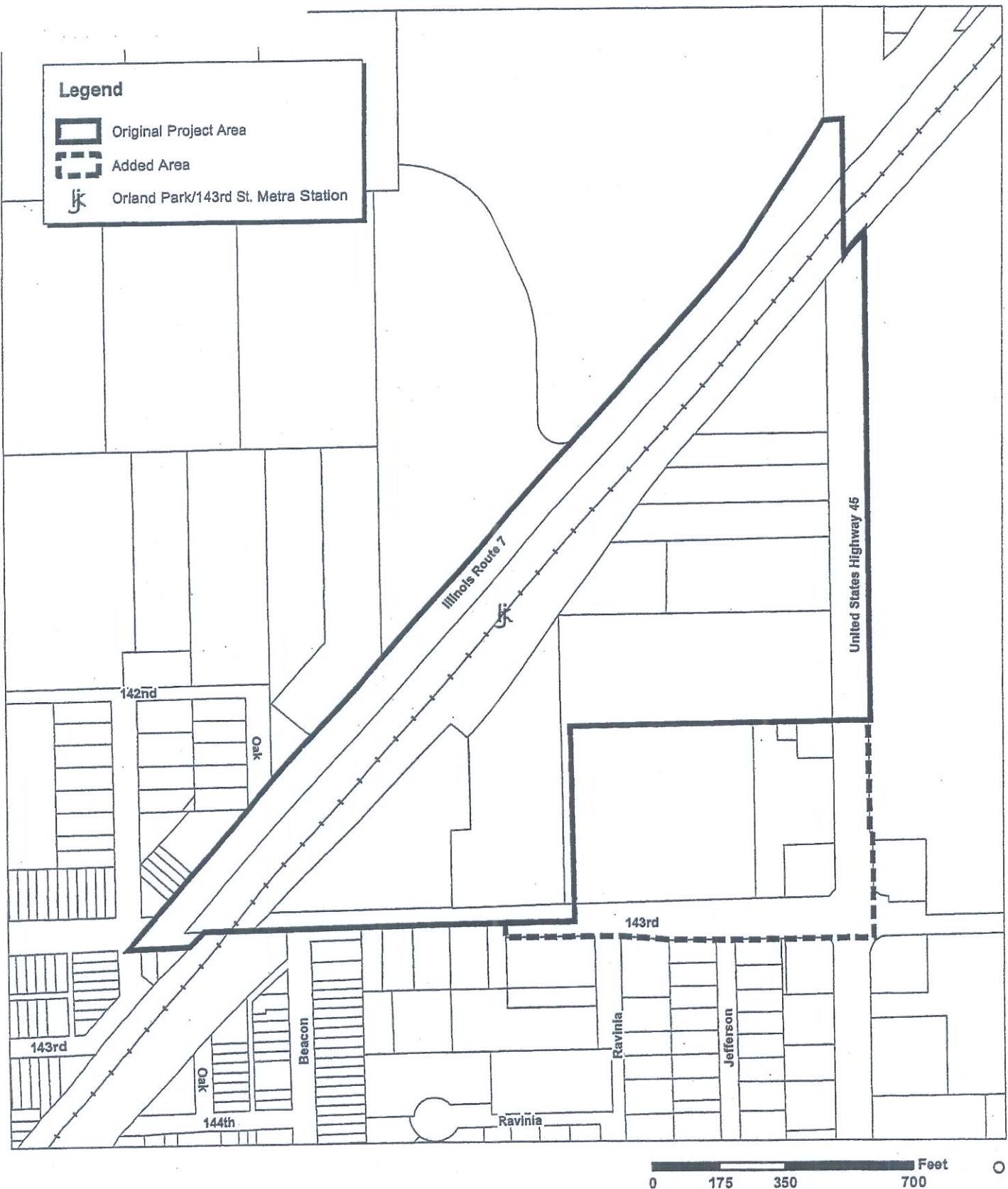


Figure 1: Amendment No. 1 Boundary Map

### MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

**EXHIBIT D – ADDED PROPERTY**

**LIST OF PARCEL IDENTIFICATION NUMBERS**

27-04-417-007-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462
27-04-417-013-0000	14214 96 <sup>th</sup> Street	Orland Park, IL. 60462
27-04-417-015-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462
27-04-417-016-0000	9614 96 <sup>th</sup> Avenue	Orland Park, IL. 60462
27-04-417-017-0000	9614 143 <sup>rd</sup> Street	Orland Park, IL. 60462

**EXHIBIT D**

**MAIN STREET TRIANGLE  
TAX INCREMENT FINANCING  
REDEVELOPMENT PLAN AND PROJECT**

**AMENDMENT NO. 1**

**Prepared for the  
Village of Orland Park**

**By:  
Camiros, Ltd.**

**May 2007**

**This plan is subject to review and may be revised after comment and public hearing**

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## 1. INTRODUCTION

On October 7, 2004, the Orland Park Village Board (the "Village") adopted ordinances to: 1) approve the Main Street Triangle Redevelopment Project Area Redevelopment Plan and Project (the "Original Plan and Project"), 2) designate the Main Street Triangle Redevelopment Project Area (the "Original Project Area"), and 3) adopt tax increment allocation financing for the Main Street Triangle Redevelopment Project Area, all pursuant to the *Tax Increment Allocation Redevelopment Act* (65 ILCS 5/11-74.4-1 et seq.) as amended (the "Act"). The Village of Orland Park determined, based on information in the Original Plan and Project prepared by Camiros, Ltd. that the Original Project Area on the whole had not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of the Original Plan and Project. The general land use plan for the Original Project Area was found to be consistent with the land use designation contained in the Orland Park Comprehensive Plan and the redevelopment goals of the Original Plan and Project.

The Village has determined that an amendment to the Original Plan and Project and changes to the boundaries of the Original Project Area are necessary at this time, and such changes are incorporated in this Amendment No. 1 (the "Amendment"). Specifically, the Village has determined that the goals and objectives of the Original Plan and Project cannot be achieved without inclusion of the Added Area. The redevelopment plan resulting from this Amendment is hereinafter referred to as the "Amended Plan."

The area to be added to the Original Project Area is hereinafter referred to as the "Added Area." The Added Area is shown in Figure 1 contains approximately 10.5 acres of land. The Added Area is contiguous to the Original Project Area and includes five tax parcels and public rights-of-way. The Added Area on the whole has not been subject to growth and development by private enterprise and would not reasonably be anticipated to be developed without adoption of the Amended Plan. The analysis of conditions within the Added Area indicates that it is appropriate for designation as part of the Project Area (defined below) because it qualifies as a blighted area in accordance with the Act. Chapter 3 of this Amendment contains a description of the Added Area, and Chapter 4 of this Amendment summarizes the conclusions of the eligibility analysis of the Added Area.

Together, the Original Project Area and the Added Area comprise the Main Street Triangle Redevelopment Project Area (the "Project Area"). Hereinafter, in every reference in this Amendment to the Original Plan and Project (except for the physical description of the Original Project Area or any reference to the adoption by the Orland Park Village Board of an ordinance approving the Original Project Area) and in the Amended Plan to the "Project Area" is deemed to include the Added Area.

The Amended Plan summarizes the analyses and findings of Camiros, Ltd. (hereinafter referred to as "The Consultant") which, unless otherwise noted, is the responsibility of the Consultant. The Village is entitled to rely on the findings and conclusions of this Plan in designating the Redevelopment Project Area as a redevelopment project area under the Act. The Consultant has prepared this Plan and the related eligibility study with the understanding that the Village would rely: 1) on the findings and conclusions of the Plan and the related eligibility study in proceeding with the designation of the Redevelopment Project Area and the adoption and implementation of the Plan, and 2) on the fact that the Consultant has obtained the necessary information to conclude that the Plan and the related eligibility study are in compliance with the Act.

This Amendment includes four appendices. Appendix A contains the legal description for the Main Street Triangle Redevelopment Project Area Amendment No. 1 that incorporates both the Original Project Area and the Added Area. Appendix B presents the eligibility analysis for the Added Area. The 2005 equalized assessed values ("EAV") for property in the Added Area are presented in Appendix C. Appendix D contains the Original Plan and Project as approved by the Orland Park Village Board on October 7, 2004.

## 2. MODIFICATIONS TO ORIGINAL PLAN AND PROJECT

Certain modifications to the Original Plan and Project are needed to clarify language and incorporate the Added Area into the Amended Plan. These modifications form the basis for the amendments to the Original Plan and Project and are described below.

### Legal Description

The inclusion of the Added Area requires modification of the legal description for the Original Project Area to reflect the new Project Area boundary. Appendix A contains the legal description for the Project Area, including the Added Area.

### Project Area Description

The boundary map, shown in *Figure 1: Redevelopment Project Area Boundary Map*, has been revised to show the Original Project Area boundary and addition of the Added Area. As a result of these changes, the Project Area is now approximately 48.4 acres in size. The Project Area boundaries are generally Southwest Highway, LaGrange Road and 143<sup>rd</sup> Street. Existing land use for the Added Area is shown in revised *Figure 2: Existing Land Use*.

### References to “Plan”

All references in the Original Plan and Project to the “Plan” or the “Plan and Project” shall be deemed to refer to such plan or plan and project, as each has been amended by this Amendment.

### Redevelopment Plan

*Figure 3: Land Acquisition Map* has been revised to indicate parcels proposed to be acquired for redevelopment in the Added Area. *Table 1: Land Acquisition by Parcel Identification Number and Address* provides additional information related to the parcels proposed for acquisition in furtherance of the Plan.

Table 1:  
ADDED AREA PROPOSED LAND ACQUISITION

PIN NUMBER	STREET ADDRESS	CITY	STATE	ZIP CODE
27-04-417-007-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462
27-04-417-015-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462
27-04-417-016-0000	9614 96 <sup>th</sup> Avenue	Orland Park	IL	60462
27-04-417-017-0000	9614 143 <sup>rd</sup> Street	Orland Park	IL	60462

## General Land Use Plan and Map

The land use category for new development within the Added Area is Commercial/Residential/Community Mixed-Use. The revised General Land Use Plan for the Project Area is shown in *Figure 4: Land Use Plan*. The Added Area is entirely commercial and does not contain any residential units. Therefore, no housing impact study is needed; no households will be displaced; and no residential displacement will occur.

## Estimated Project Costs

The table of estimated redevelopment project costs set forth in the Original Plan and Project is hereby replaced with *Table 2: Estimated Redevelopment Project Costs Amendment No. 1*. The estimated redevelopment project cost budget line items included in the Original Plan and Project have been adjusted to reflect the inclusion of the Added Area and associated redevelopment costs.

**Table 2:**  
**ESTIMATED REDEVELOPMENT PROJECT COSTS AMENDMENT NO. 1**

Eligible Expense	Original Project Budget	Amended Project Budget
Analysis, Administration, Studies, Surveys, Legal, Marketing, etc.	\$1,500,000	\$1,500,000
Property Assembly including Acquisition, Site Prep and Demolition and Environmental Remediation	\$30,000,000	\$43,000,000
Public Works & Improvements, including streets, utilities, public open space and other public amenities <sup>[1]</sup>	\$10,000,000	\$10,000,000
<b>TOTAL REDEVELOPMENT COSTS</b> <sup>[2][3]</sup>	<b>\$41,500,000<sup>[4]</sup></b>	<b>\$54,500,000<sup>[4]</sup></b>

<sup>1</sup>This category may also include paying for or reimbursing (i) an elementary, secondary or unit school district's increased costs attributed to assisted housing units, and (ii) capital costs of taxing districts impacted by the redevelopment of the Project Area. As permitted by the Act, to the extent the Village by written agreement accepts and approves the same, the Village may pay, or reimburse all, or a portion of a taxing district's capital costs resulting from a redevelopment project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Plan.

<sup>2</sup>Total Redevelopment Project Costs exclude any additional financing costs, including any interest expense, capitalized interest and costs associated with optional redemptions. These costs are subject to prevailing market conditions and are in addition to Total Redevelopment Project Costs.

<sup>3</sup>The amount of the Total Redevelopment Project Costs that can be incurred in the Project Area will be reduced by the amount of redevelopment project costs incurred in contiguous redevelopment project areas, or those separated from the Project Area only by a public right-of-way, that are permitted under the Act to be paid, and are paid, from incremental property taxes generated in the Project Area, but will not be reduced by the amount of redevelopment project costs incurred in the Project Area which are paid from incremental property taxes generated in contiguous redevelopment project areas or those separated from the Project Area only by a public right-of-way.

<sup>4</sup>Increases in estimated Total Redevelopment Project Costs of more than five percent, after adjustment for inflation from the date of the Plan adoption, are subject to the Plan amendment procedures as provided under the Act.

## **Most Recent Equalized Assessed Valuation**

The initial equalized assessed valuation for the Original Project Area, as certified by the Cook County Clerk, based on the 2002 equalized assessed value ("EAV") for all taxable parcels within the Original Project Area is \$3,983,348.

The purpose of identifying the most recent EAV of the Added Area is to provide an estimate of the initial EAV which the Cook County Clerk will certify for the purpose of annually calculating the incremental EAV and the incremental property taxes of the Project Area. The 2005 EAV of all parcels in the Added Area is \$5,622,429. This total EAV amount, by Property Index Number ("PIN"), is summarized in Appendix B. If the 2006 EAV shall become available prior to the date of the adoption of the Plan by the Village Board, the Village may update the Plan by replacing the 2005 EAV with the 2006 EAV without further Village Board action.

## **Anticipated Equalized Assessed Valuation**

By tax year 2027 (collection year 2028), following substantial completion of the Main Street Triangle Redevelopment Project, the EAV of the Project Area is estimated to be approximately \$71 million. The determination of the anticipated EAV is based on several key assumptions including: 1) redevelopment of the Project Area will occur in a timely manner, 2) an estimated annual inflation rate of 3.0 percent through 2027, realized in triennial reassessment years only (9.27 percent per triennial reassessment period), and 3) the use of the 2005 Cook County state equalization factor of 2.7320 to calculate estimated EAV.

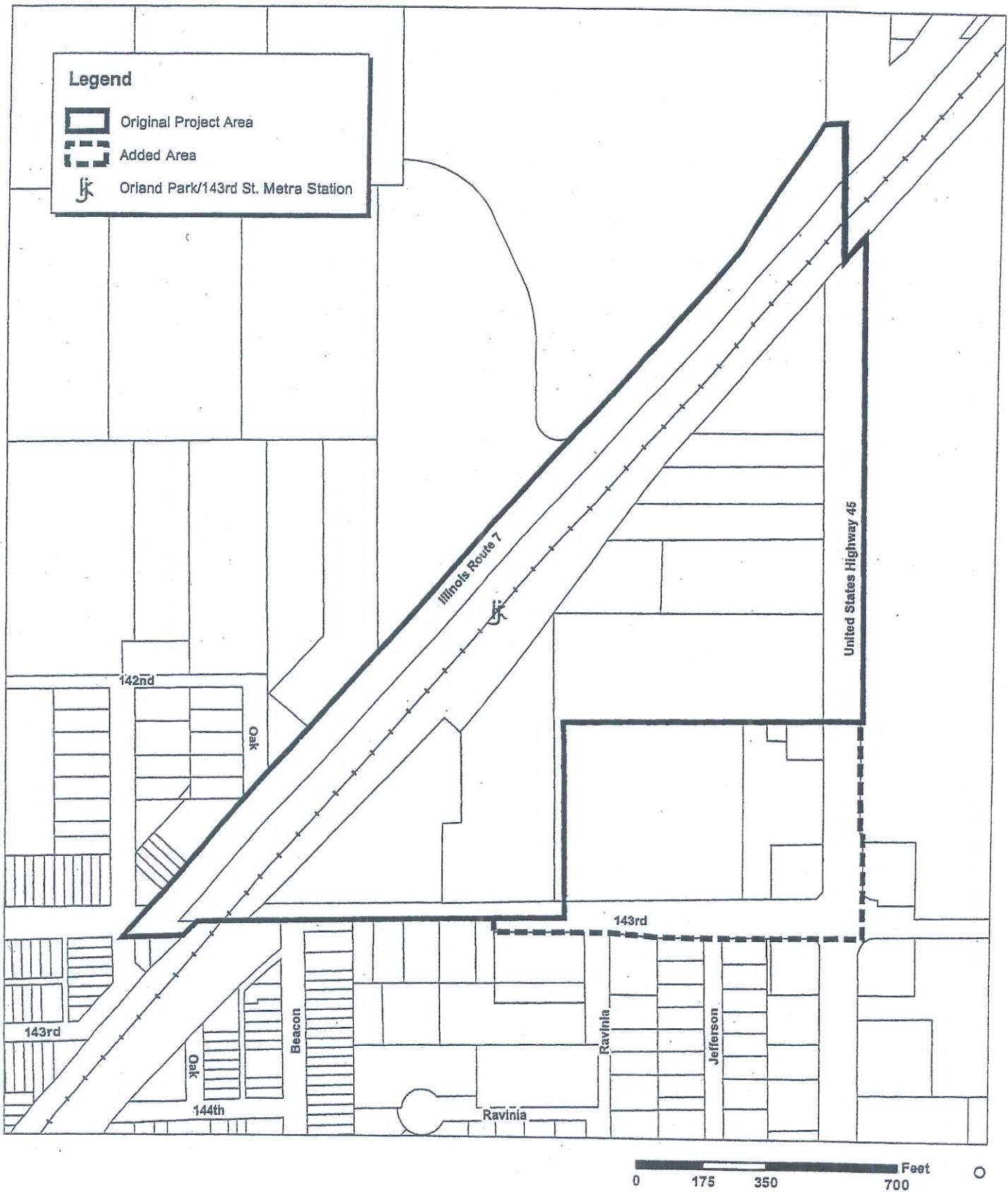
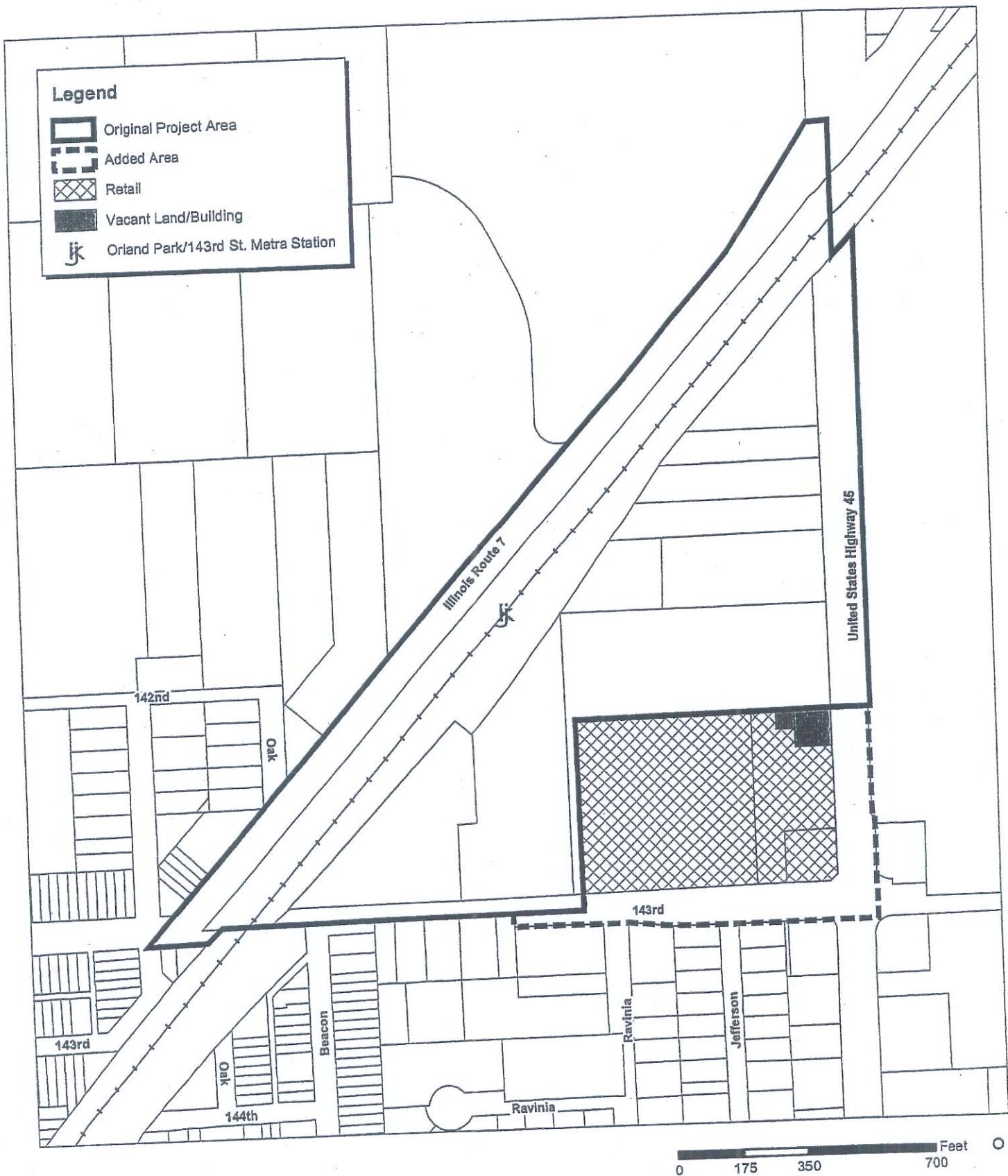


Figure 1: Amendment No. 1 Boundary Map

## MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
Date: May 2007



**Figure 2: Existing Land Use**  
**MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1**

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
 Date: May 2007

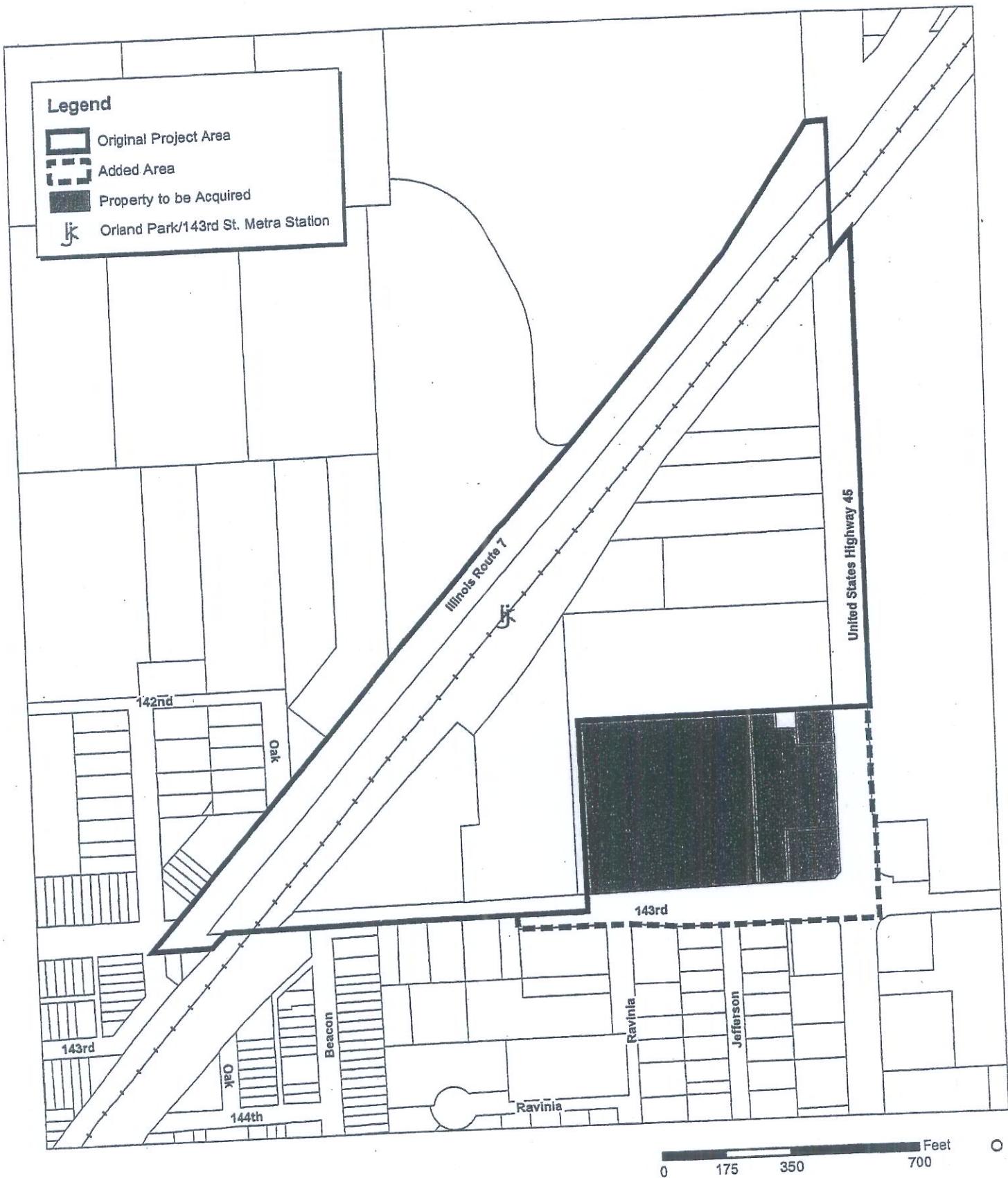


Figure 3: Acquisition Map  
MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
Date: May 2007

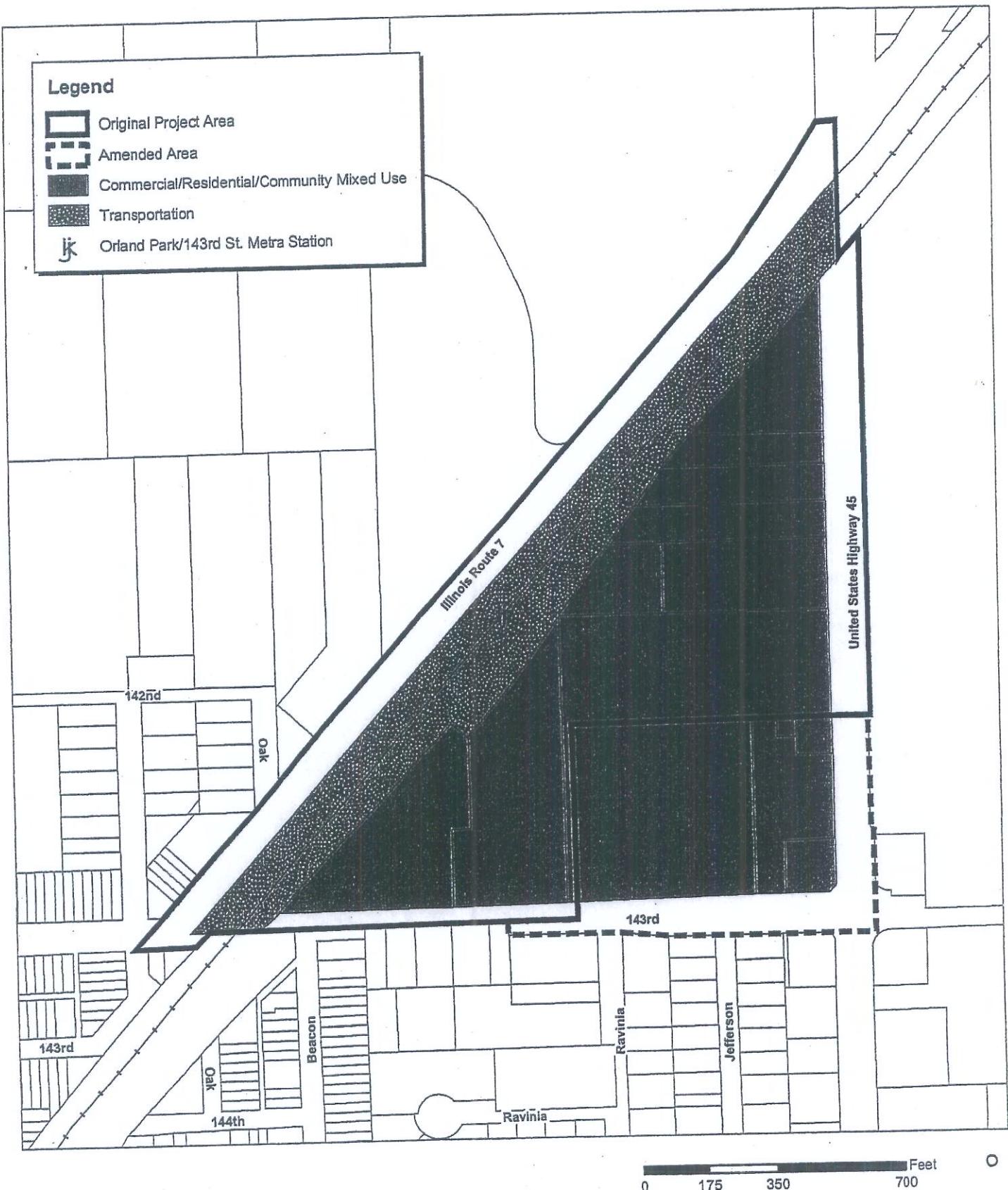


Figure 4: Land Use Plan Amendment No. 1

**MAIN STREET TRIANGLE REDEVELOPMENT PROJECT AREA AMENDMENT NO. 1**

VILLAGE OF ORLAND PARK, ILLINOIS

CAMIROS  
Date: May 2007

### **3. ADDED AREA DESCRIPTION**

The Added Area includes three tax parcels that make up the Orland Plaza shopping center and two adjacent parcels of vacant land, one of which is owned by the Village of Orland Park. The Added Area is approximately 10.5 acres in size, including public rights-of-way. The Added Area is contiguous to the Original Project Area and qualifies for designation as a "blighted area." The Added Area includes only property which is anticipated to be substantially benefited by the proposed redevelopment project improvements and enable the redevelopment objectives for the Original Project Area to be achieved.

#### **4. ELIGIBILITY OF ADDED AREA FOR DESIGNATION AS A BLIGHTED AREA**

The Added Area on the whole has not been subject to growth and development through investment by private enterprise. Based on the conditions present, the Added Area is not likely to be developed without the adoption of this Amendment.

An analysis was undertaken to establish whether the proposed Added Area is eligible for designation as a blighted area in accordance with the requirements of the Act. Based on this analysis, the Added Area so qualifies by virtue of the meaningful presence and reasonable distribution of the following conditions related to the three improved parcels which comprise the majority of the Added Area:

- Obsolescence
- Deterioration
- Presence of structures below minimum code standards
- Inadequate utilities
- Excessive land coverage and overcrowding of structures and community facilities
- deleterious land use or layout
- Lack of community planning
- Lagging or declining EAV

The two vacant parcels in the Added Area qualify as blighted based on the meaningful presence and reasonable distribution of the following conditions:

- Obsolete platting
- Deterioration of structures or site improvements in neighboring areas adjacent to the vacant land
- Lagging or declining EAV

#### **Need for Public Intervention**

Without public intervention, it is unlikely that the property will develop to its full potential or be compatible with the surrounding land use and development pattern. The addition of the Added Area to the Original Project Area will help to strengthen the economic viability and redevelopment potential of the Project Area and allow the redevelopment objectives of the Original Plan and Project to be achieved.