

20 N. Wacker Drive, Ste 1660 Chicago, Illinois 60606-2903 T 312 984 6400 F 312 984 6444 15010 S. Ravinia Avenue, Ste 10 Orland Park, Illinois 60462-5353 T 708 349 3888 F 708 349 1506

DD 708-349-3888 ekfriker@ktjlaw.com

www.ktjlaw.com

June 20, 2016

Ms. Karie Friling
Director of Development Services
Village of Orland Park
14700 S. Ravinia Avenue
Orland Park, Illinois 60462

2016-0400 6/6/16 Ord 5098 repealed orisinal ord 10069 + 5070

Re: Special Service Areas 4 and 5

#### Dear Karie:

Enclosed are the following ordinances which were recorded with the Cook County Recorder of Deeds on June 15, 2016, and filed with the Cook County Clerk on June 16, 2016:

- 1. AN ORDINANCE ESTABLISHING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 4, Recorded as Document No. 1616716065; and
- 2. AN ORDINANCE ESTABLISHING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5, Recorded as Document No. 1616716066.

Very truly yours,

KLEIN, THORPE AND JENKINS, LTD.

E. Kenneth Friker

**Enclosures** 

Prepared by: Klein, Thorpe and Jenkins, Ltd. 20 North Wacker Drive **Suite 1660** Chicago, Illinois 60606-2903 Attorney: E. Kenneth Friker

On Behalf Of: The Village of Orland Park

After recording return to: **RECORDER'S BOX 324** 



Doc#: 1616716066 Fee: \$72.00

Karen A. Yarbrough

Cook County Recorder of Deeds

Date: 06/15/2016 02:52 PM Pg: 1 of 18

[Above space for Recorder's Office]

### VILLAGE OF ORLAND PARK

Ordinance No. 5099, "AN ORDINANCE ESTABLISHING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5," passed and approved June 6, 2016.

PINS: 27-03-300-027-0000

27-03-300-028-0000 (Part of)

27-03-300-029-0000 (Part of)

27-03-300-030-0000 (Part of)



14700 Ravinia Avenue Orland Park, IL 60462 (708) 403-6150

### Certification

### STATE OF ILLINOIS COUNTIES OF COOK AND WILL

I, John C. Mehalek, DO HEREBY CERTIFY that I am the duly elected and qualified Village Clerk of the Village of Orland Park, Illinois, and as such Village Clerk I am the keeper of the minutes and records of the proceedings of the Board of Trustees of said Village and have in my custody the minutes and books of the records of said Village.

I DO FURTHER CERTIFY that the attached and foregoing is a true and correct copy of:

### Ordinance No. 5099

I DO FURTHER CERTIFY that the original Ordinance of which the foregoing is a true copy is entrusted to my care for safekeeping and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village Of Orland Park aforesaid, at the said Village, in the Counties and State aforesaid, this \_\_7th \_\_day of \_\_June \_\_2016.



John C. Mehalek, Village Clerk

14700 Ravinia Avenue Orland Park, IL 60462 www.orland-park.il.us

Ordinance No: 5099 File Number: 2016-0408

AN ORDINANCE ESTABLISHING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5

# VILLAGE OF ORLAND PARK STATE OF ILLINOIS, COUNTIES OF COOK AND WILL

Published in pamphlet form this 7th day of June, 2016 by authority of the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois.

Ordinance No: 5099

AN ORDINANCE ESTABLISHING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5

BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1

**AUTHORITY.** 

Special Service Area Number 5 is established pursuant to the provisions of Article VII, Section 6 of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2** 

FINDINGS.

The Village Board finds:

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Orland Park (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 5 in the Village of Orland Park and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted November 2, 2015, and was considered pursuant to a hearing held on December 7, 2015, by the Village Board pursuant to a Newspaper Notice duly published in The Orland Park Prairie, a newspaper published in the Village, at least fifteen (15) days prior to the hearing, and pursuant to Personal Notice by mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within the special service area. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

B. That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was

VILLAGE OF ORLAND PARK Page 2

Ordinance No: 5099

held on December 7, 2015. All interested persons were given an opportunity to be heard on the question of the creation of the special service area, and the levy of an annual tax to pay for the proposed Special Services (as defined in Section 4 below), as set forth in the Newspaper Notice and Personal Notice. The public hearing was opened on December 7, 2015, and there was final adjournment thereof on December 7, 2015, as part of the regular Orland Park Village Board meeting on said date.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 5 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of the Village of Orland Park Special Service Area Number 5 that said special service area, as hereinafter described, be established.
- E. Said area is compact and contiguous and exists as Special Use/P.U.D. area within the Village.
- F. It is in the best interest of said special service area that the furnishing of the municipal services proposed be considered for the common interests of said area.
- G. Said area is zoned under the Village Center District (VCD) zoning classification and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

#### **SECTION 3**

VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5 ESTABLISHED.

A special service area to be known and designated as "Village of Orland Park Special Service Area Number 5" (hereinafter "Special Service Area Number 5") is hereby established and shall consist of the following-described territory:

ORLAND PARK CROSSING SECOND RESUBDIVISION, BEING A RESUBDIVISION OF LOTS 13, THE EASTERLY 130.0 FEET OF 14, 15, AND 16 IN ORLAND PARK CROSSING, BEING A SUBDIVISION OF PART OF SECTION 3, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 15, 2005 AS DOCUMENT NUMBER 0525845136, IN COOK COUNTY, ILLINOIS;

PINs: 27-03-300-027, part of -028, -029, -030;

Ordinance No: 5099

Street Location: The northeast corner of 143rd Street and LaGrange Road, Orland Park, Illinois.

(hereinafter the "Subject Property").

An accurate map of the Subject Property is attached hereto as Exhibit 3, and made part hereof.

**SECTION 4** 

PURPOSE OF THE AREA.

Special Service Area Number 5 is established to provide special municipal services to the Subject Property in addition to services provided to the Village generally. The special services to be provided by the Village shall consist of the following activities/items within Special Service Area Number 5: maintenance, repair, reconstruction and/or replacement of the private drives (cross access easements) located on Lots 1, 2, 3 and Outlot A, in the area described in Section 3, in the event that the owners of Lots 1, 2, 3 and Outlot A, in the area described in Section 3, fail to maintain, repair, reconstruct and/or replace said private drives (cross access easements) as required by:

- (i) The "DEVELOPMENT AGREEMENT BETWEEN VILLAGE OF ORLAND PARK AND REVA DEVELOPMENT PARTNERS, LLC (NORTHEAST CORNER OF 143RD STREET AND LAGRANGE ROAD)" recorded with the Cook County Recorder of Deeds on May 13, 2014, as document number 1413316056; and
- (ii) The Final Plat of Subdivision of Orland Park Crossing Second Resubdivision, being a Resubdivision of Lots 13, the easterly 130.0 Feet of 14, 15 and 16, in Orland Park Crossing, being a Subdivision of Part of Section 3, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, recorded with the Cook County Recorder of Deeds on May 28, 2015, as document number 1514819098;

(hereinafter the "Special Services"), within said Special Service Area Number 5.

**SECTION 5** 

TAX LEVIES/RATES.

The Village shall levy a direct annual tax at a rate not to exceed \$8.75 per \$100.00 of equalized assessed value of the property in Special Service Area Number 5, for each year during which the Village of Orland Park is required to expend funds relative to said Special Services, so long as the private drives (cross access easements), as referenced above, exist. As taxes will not be levied until such time, if any, as the Village actually expends funds for said Special Services, it is currently

VILLAGE OF ORLAND PARK Page 4

Ordinance No: 5099

unknown as to the actual amount of the taxes that will be levied for the initial year, if any, for which taxes will be levied within Special Service Area Number 5; however, any such initial tax levy shall not exceed the maximum tax rate as set forth above. Said tax is to be levied upon all taxable property within Special Service Area Number 5.

The aforementioned tax, if any, is to be levied upon all taxable property within Special Service Area Number 5, and shall be in addition to all other taxes provided by law.

**SECTION 6** 

EFFECTIVE DATE.

This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the Cook County Clerk, and record a certified copy of this Ordinance with the Cook County Recorder's Office, within sixty (60) days of the effective date hereof.

PASSED this 6th	day of Jur	ne, 2016	
			/s/ John C. Mehalek
			John C. Mehalek, Village Clerk
Aye:	6	Trustee Fenton, Trustee Gira, Trustee Griffin President McLaughlin	Ruzich, Trustee Calandriello, Trustee Carroll, and
Nay:	0		
Absent:	1	Trustee Dodge	
DEPOSITED in	my office	this 6th day of June, 2016	
			/s/ John C. Mehalek
			John C. Mehalek, Village Clerk
APPROVED thi	is 6th day	of June. 2016	
	,	,	/s/ Daniel J. McLaughlin
			Daniel J. McLaughlin, Village President

Ordinance No: 5099

PUBLISHED	this 7th day	of June,	2016
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/s/ John C. Mehalek

John C. Mehatek, Village Clerk

### Exhibit 1

## Certificate of Publication of Newspaper Notice

(attached)

NOTICE OF
PUBLIC HEARING
VILLAGE OF ORLAND PARK
SPECIAL SERVICE AREA
NUMBER 5
NUMBER 5
NOTICE IS HEREBY CIVEN that on December 7, 2015; at 7:05 p.m.

### CERTIFICATE OF PUBLICATION

LEGAL NOTICE Village of Orland Park **SSA #5** 

22nd Century Media does hereby certify that it is the publisher of The Orland Park Prairie. that said The Orland Park Prairie is a secular newspaper that has been published weekly in the City of Orland Park. County of Will & Cook, State of Illinois, continuously for more than one year prior to the first date of publication of the notice, appended, that it is of general circulation throughout said County and State, that it is a newspaper as defined in "An Act to revise the law in relation to notices." as amended. Illinois Compiled Statutes (715 ILCS 5/1 & 5/5), and that the notice appended was published in the said The Orland Park Prairie on November 19, 2015

First publication date: November 19, 2015 Final publication date: November 19, 2015

In witness thereof, the undersigned has caused this certificate to be signed and its corporate seal affixed at Orland Park, Illinois.

Authorized Agent?

Dated:

OFFICIAL SEAL JEAN M. BEECHY Notary Fublic - State of Illinois 4 My Commission Expires 8/18/2018 The Pitter Detter - Treatments

in the Orland Park Village Rall, Board Room, 14700 South Ravinia Avenue, Orland Park, Illinois, a public hearing will be held by the President and Board of Trustees of the Village of Orland Park to consider forming a special service area consisting of the following described monerly:

orlbad properly:
ORLAND PARK CROSSING
SECOND RESUBDIVISION, BEING A RESUBDIVISION OF LOTS 193, THB EASTRELY 130.0
FEET OF 14, 15, AND 16 IN OR-LAND PARK: CROSSING; BE-ING A SUBDIVISION OF PART OP SECTION 3. TOWNSHIP 36 NORTH; RANGE 12 EAST OF NORTH: RANGE 12 BAST OF THE THIRD PRINCIPAL MERIDIAN; ACCORDING TO THE PLAT THEREOF: RECORDED SEPTEMBER: 15, 2005 AS DO CU MENT NUMBER 0525845136, IN COOK COUNTY; ILEINOIS; PIN: 27-03-300-027, part of 1078-1079-1079-1079

PINS: 27-03-300-027, part of 028, 029, 030; Street Location; The northeast corner of 143 id Street and LaGrange Road, Orland Fark, Illinois.
All inferented persons affected by the formation of Orland Park Special Service Acea Number 5 will be allowed by Secretary to the formation of Park Special Service Acea Number 5 will be allowed by Secretary to the face of the control of the secretary to th given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 5 and may object to the formation of Special Service Area Number 5 and the levy of taxes af-fecting said Special Service Area Number 5. 4

Number 5.
The purpose of the formation of Orland Park Special Service Area Number, 5 is to find the Village of Orland Park's cost of maintaining, repalling, reconstructing stillor replacing the private drives (cross access easiements) on Lots 1, 2, 3 and Outlot A. of the above-described property, in the event that the owners of Lots 1, 2, 3 and Outlot A of the above-described property fail to maintain, repair, reconstruct and/or replace said private drives (cross access easements) as required by:

quired by:

(i). The: "DEVELOPMENT AGREEMENT BETWEEN VILLAGE OF ORLAND FARK AND REVA DEVELOPMENT FART-

LAGE OF ORLAND PARK AND REVA DEVELOPMENT PART-NERS. LLO (NORTHEAST CORNER, OR. (43RD) STREET: AND LAGRANGE ROAD), "recorded with the Cook Cointy Recorded with the Cook Cointy Recorded or Deeds on May 13, 2014, as document number, 141,31 6056; "(II) The Final Plat of Subdivision of Orland Park Crossing Second Resubdivision; being a Resubdivision of Lotis 13, the Hasterly 130. Feet of 14, 15; and 16, in Orland Park Crossing, being a Subdivision of part of Section 3, Township 36 North, Range 12 East of the Third Principal "Meridian, in Cook County, Illinois, recorded with the Cook County Recorder of Deeds on May 28, 2013 as document number 1514819098; (hereinatter the "Special Services"), within said Special Services, and the Cook of County Recorder of Cook County Recorder of Order Number 5.

Area Number 3. A tax levy at a rate not to exceed \$8.75 per \$100.00 of equalized as-

sessed valuation of property in Special Service Area Number 5 for each year during which the VII lage of Orland Park is required to expend funds relative to said Special Services; so long as this private drives (cross access easements), as referenced above, oxist! will be considered at the public hearing. As taxes will not be levied until such thing, if any as the VIIIago ectually expendis funds for said Special Services; it is currently him known as to the actual amount; of this taxes that will be levied for the initial, year, if any, for which faxes will be levied within Special Service Area Number 6, however, any such initial to gety shall not exceed the maximum tax at a special special. Service Area Number 5, however, any such initial to the residence of the property with me proposed Special. Service Area Number 5.

At the public hearing, all persons affected by the formalion of said Special Service Area Number 5 including all persons owning taxable real entate therein; will be given an opportunity to be heard. The public hearing, may be adjourned by the President and Board of Trustees to another date without further notice, other, than a notion, to be entered along, the time and place of its adjournment and/or as otherwise required by law.

If a pelition signed by at least if thy one percent (51%) of the electors residing within Special Service Area Number 5 is filled with the Village Clerk within an adjournment of the land included within the bundaries of Special Service Area Number 5 is filled with the Village Clerk within an adjournment of the public hearing, objecting to the creation of Special Service Area Number 5 is filled with the Village Clerk within and the provision of the Special Service Area Number 5 in on an arging and to the creation of special Service Area Number 5 in on an arging and the provision of the Special Service Area Number 5 in on an arging and the public hearing, objecting the first line reased.

DATED November 19 2015.

### Exhibit 2

### Affidavit of Mailing of Notice of Public Hearing

(attached)

STATE OF ILLINOIS	)
	) SS
COUNTY OF COOK	)

### **AFFIDAVIT OF MAILING**

I, Erin K. Lavery, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF PUBLIC HEARING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5" to those persons and entities set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each person/entity at the addresses as shown on the attached Service List in the U.S. Mail, First Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on November 19, 2015.

Erin K. Lavery

Subscribed and Sworn To Before Me this 19<sup>th</sup> day of November, 2015.

Notary Fublic

OFFICIAL SEAL KIMBERLY ANDERSON Notary Public - State of Illinois My Commission Expires Sep 11, 2016

### SERVICE LIST

Richard J. Metzner Main Place Orland 622 Davis St. # 200 Evanston, IL 60201-4491

Main Place Orland 624 Davis St. # 200 Evanston, IL 60201

Schenk Annes Tepper Campbell Residences of Orland Crossing, LLC 311 S. Wacker Dr. STE 2500 Chicago, IL 60606

Residences of Orland Crossing, LLC 212 W. Kinzie St. 4<sup>th</sup> Fl. Chicago, IL 60654

## NOTICE OF PUBLIC HEARING VILLAGE OF ORLAND PARK SPECIAL SERVICE AREA NUMBER 5

NOTICE IS HEREBY GIVEN that on December 7, 2015, at 7:05 p.m. in the Orland Park Village Hall, Board Room, 14700 South Ravinia Avenue, Orland Park, Illinois, a public hearing will be held by the President and Board of Trustees of the Village of Orland Park to consider forming a special service area consisting of the following described property:

ORLAND PARK CROSSING SECOND RESUBDIVISION, BEING A RESUBDIVISION OF LOTS 13, THE EASTERLY 130.0 FEET OF 14, 15, AND 16 IN ORLAND PARK CROSSING, BEING A SUBDIVISION OF PART OF SECTION 3, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 15, 2005 AS DOCUMENT NUMBER 0525845136, IN COOK COUNTY, ILLINOIS;

PINs: 27-03-300-027, part of -028, -029, -030;

Street Location: The northeast corner of 143<sup>rd</sup> Street and LaGrange Road, Orland Park, Illinois.

All interested persons affected by the formation of Orland Park Special Service Area Number 5 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 5 and may object to the formation of Special Service Area Number 5 and the levy of taxes affecting said Special Service Area Number 5.

The purpose of the formation of Orland Park Special Service Area Number 5 is to fund the Village of Orland Park's cost of maintaining, repairing, reconstructing and/or replacing the private drives (cross access easements) on Lots I, 2, 3 and Outlot A of the above-described property, in the event that the owners of Lots 1, 2, 3 and Outlot A of the above-described property fail to maintain, repair, reconstruct and/or replace said private drives (cross access easements) as required by:

- (i) The "DEVELOPMENT AGREEMENT BETWEEN VILLAGE OF ORLAND PARK AND REVA DEVELOPMENT PARTNERS, LLC (NORTHEAST CORNER OF 143<sup>RD</sup> STREET AND LAGRANGE ROAD)," recorded with the Cook County Recorder of Deeds on May 13, 2014, as document number 1413316056;
- (ii) The Final Plat of Subdivision of Orland Park Crossing Second Resubdivision, being a Resubdivision of Lots 13, the Easterly 130.0 Feet of 14, 15 and 16, in Orland Park Crossing, being a Subdivision of part of Section 3, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, recorded with the Cook County Recorder of Deeds on May 28, 2015 as document number 1514819098;

(hereinafter the "Special Services"), within said Special Service Area Number 5.

A tax levy at a rate not to exceed \$8.75 per \$100.00 of equalized assessed valuation of property in Special Service Area Number 5, for each year during which the Village of Orland Park is required to expend funds relative to said Special Services, so long as the private drives (cross access easements), as referenced above, exist, will be considered at the public hearing. As taxes will not be levied until such time, if any, as the Village actually expends funds for said Special Services, it is currently unknown as to the actual amount of the taxes that will be levied for the initial year, if any, for which taxes will be levied within Special Service Area Number 5; however, any such initial tax levy shall not exceed the maximum tax rate as set forth above. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 5.

At the public hearing, all persons affected by the formation of said Special Service Area Number 5 including all persons owning taxable real estate therein, will be given an opportunity to be heard. The public hearing may be adjourned by the President and Board of Trustees to another date without further notice, other than a motion, to be entered upon the minutes of its meeting, fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 5 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 5 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 5, the enlargement thereof, the levy or imposition of a tax for the provision of the Special Services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 5 may not be created or enlarged, and no tax may be levied or imposed nor the rate increased.

DATED this 19th day of November, 2015.

John C. Mehalek Village Clerk Village of Orland Park

### Exhibit 3

Map of Village of Orland Park Special Service Area Number 5

(attached)

### Special Service Area #5



