

**Item #4:**

**Ordinance Proposing Amendments To Herons Landing LM Water SSA**

**VILLAGE OF LONG GROVE**

**ORDINANCE NO. 2011-O-\_\_**

**AN ORDINANCE PROPOSING AN AMENDMENT TO  
VILLAGE OF LONG GROVE SPECIAL SERVICE AREA FOR  
HERONS LANDING SUBDIVISION WATER SYSTEM**

Adopted by the  
President and Board of Trustees  
of  
the Village of Long Grove  
this \_\_\_\_ day of August, 2011

Published in pamphlet form by direction  
and authority of the Village of Long Grove,  
Lake County, Illinois  
this \_\_\_\_ day of August, 2011

VILLAGE OF LONG GROVE

ORDINANCE NO. 2011-O-\_\_

**AN ORDINANCE PROPOSING AN AMENDMENT TO  
VILLAGE OF LONG GROVE SPECIAL SERVICE AREA FOR  
HERONS LANDING SUBDIVISION WATER SYSTEM**

**WHEREAS**, the Village of Long Grove is an Illinois municipal corporation that is authorized to establish special service areas for the purpose of providing special services to designated areas within its boundaries pursuant to Article VII, Section 7 of the Illinois Constitution and the Special Service Area Tax Law, 35 ILCS 200/27-5 *et seq.* ("**SSA Law**"); and

**WHEREAS**, the Board of Trustees of the Village (the "**Village Board**") adopted Ordinance No. 2011-O-21 (the "**Establishing Ordinance**"), which established a special service area (the "**Herons Landing Water SSA**") for the construction of a new potable water system (the "**Special Service**") serving the Herons Landing subdivision ("**Herons Landing**") pursuant to the SSA Law; and

**WHEREAS**, in reviewing the scope of the Special Service and the financing therefor, the Village Board has determined that the Herons Landing Water SSA will benefit from amending provisions in the SSA Establishing Ordinance regarding the issuance of bonds and the special tax roll; and

**WHEREAS**, the President and Village Board have determined that it is in the best interest of the Village and its residents to consider the amendments to the SSA Establishing Ordinance regarding the issuance of bonds and the special tax roll for the Heron's Landing Water SSA as hereinafter set forth;

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Long Grove, County of Lake, State of Illinois, as follows:

**SECTION ONE**, **Recitals**. The foregoing recitals are incorporated into this Ordinance as the findings of the President and Village Board.

**SECTION TWO.**     **Proposal.** Pursuant to the SSA Law, the Village Board hereby proposes amendments to the SSA Establishing Ordinance regarding:

A.     The issuance of bonds for the Special Service. Under the proposal, the bonds would be issued in a maximum amount not to exceed \$3,000,000.00, which bonds may be payable over not more than a 30-year period. Such bonds may be tax exempt or taxable, but may only be issued at an interest rate not exceeding nine percent (9.0%) per annum as a net yield. The County of Lake will be responsible for maintenance of the water system providing the Special Service pursuant to an intergovernmental agreement after the construction of the water system and after the life of the bonds.

B.     A clarification of the special tax roll for the SSA. The special tax roll established by the SSA Establishing Ordinance allocates taxes on a "per-single-family-residence basis," and the proposed amendment would allocate taxes on a "per-single-family-residential-lot basis." The proposed amendment would provide that the maximum annual taxes to be extended within the SSA in any year for the construction of the Special Service (or the payment of principal and interest on any bonds issued for such construction) shall not exceed \$2,500.00 per single family residential lot, which payments would not continue for more than 30 years.

**SECTION THREE.**     **Public Hearing.** Pursuant to the SSA Law, a public hearing shall be held on the 23rd day of August, 2011, at 7:00 p.m., in the Board Room of the Long Grove Village Hall, 3110 Old McHenry Road, Long Grove, Illinois, to consider the proposed amendments to the SSA Establishing Ordinance.

**SECTION FOUR.**     **Notice of Hearing.** Pursuant to the SSA Law, notice of the public hearing has been published at least 15 days prior to the date scheduled for the commencement of the public hearing in the *Daily Herald*, a newspaper of general circulation within the Village ("**Notice**"). In addition, notice has been given not less than 10 days prior to the date set for public hearing by U.S. mail to the person or persons in whose name the general taxes for the

last preceding year were paid on parcels located within the Herons Landing Water SSA, and in the manner required by the SSA Law. The Village Board hereby ratifies the notices sent as hereinabove referenced. A copy of such notice as published and mailed is attached hereto as Exhibit A.

**SECTION SIX. Effective Date.** This Ordinance shall be in full force and effect immediately from and after its passage and approval.

PASSED this \_\_\_\_ day of August, 2011.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of August, 2011.

\_\_\_\_\_  
Village President

ATTEST:

\_\_\_\_\_  
Village Clerk

EXHIBIT A

Public Notice for Amendments to Establishing Ordinance

**NOTICE OF PUBLIC HEARING TO AMEND THE ESTABLISHING ORDINANCE  
FOR THE VILLAGE OF LONG GROVE SPECIAL SERVICE AREA FOR PROVIDING LAKE  
MICHIGAN WATER TO THE HERONS LANDING SUBDIVISION  
RELATING TO THE ISSUANCE OF BONDS AND  
AMENDMENT OF THE SPECIAL TAX ROLL**

PUBLIC NOTICE IS HEREBY GIVEN that on August 23, 2011, at 7:00 p.m. in the Board Room of the Long Grove Village Hall, 3110 Old McHenry Road, Long Grove, Illinois, a public hearing shall be held before the President and Board of Trustees of the Village of Long Grove to consider amendments to Ordinance No. 2011-O-21 (the "**SSA Establishing Ordinance**"), which established the Village of Long Grove Special Service Area for Providing Lake Michigan Water to the Herons Landing Subdivision (the "**SSA**") relating to amendments regarding the issuance of bonds and the special tax roll as provided in the SSA Establishing Ordinance. The SSA includes the following described territory:

Legal Description:

Lots 1 through 29, Lots 31 through 119, and Lot 123 of Herons Landing, a Subdivision of Part of Section 17, Township 43 North, Range 11 East of the Third Principal Meridian, in Lake County, Illinois.

PIN Numbers:

1517201067	1517201054	1517201027	1517201012
1517201068	1517201044	1517201026	1517201011
1517201069	1517201045	1517201025	1517201010
1517201066	1517201046	1517201024	1517201009
1517201065	1517201047	1517201023	1517201008
1517201064	1517201048	1517201022	1517201007
1517201063	1517201049	1517201021	1517201006
1517201062	1517201050	1517201020	1517201005
1517201061	1517201051	1517201019	1517201004
1517201060	1517201052	1517201018	1517201003
1517201059	1517201053	1517201017	1517201002
1517201058	1517201043	1517201016	1517201001
1517201057	1517201042	1517201015	1517105001
1517201056	1517201041	1517201014	1517105002
1517201055	1517201028	1517201013	1517202001

1517202002	1517101037
1517202003	1517101038
1517202004	1517101039
1517202005	1517101040
1517202006	1517101041
1517202007	1517101042
1517202008	1517101043
1517202009	1517101044
1517202010	1517101045
1517202018	1517101046
1517202017	1517101047
1517202016	1517101048
1517202015	1517101049
1517202014	1517101050
1517202013	1517101051
1517202012	1517101052
1517202020	1517201029
1517202021	1517201030
1517202022	1517201031
1517202023	1517201032
1517202024	1517201033
1517202030	1517201034
1517202029	1517201035
1517202028	1517201036
1517202027	1517201037
1517202026	
1517202025	
1517202019	
1517202011	
1517105005	
1517105006	
1517105007	
1517105004	
1517105003	

The purpose of the public hearing is to consider amendments to the SSA Establishing Ordinance regarding the issuance of bonds and the special tax roll for the SSA. As set forth in the SSA Establishing Ordinance, the SSA is for the construction of a new potable water system serving the Herons Landing subdivision (the "**Special Service**"). At the public hearing, the Village will hear and consider testimony regarding the issuance of bonds for the Special Service. The bonds would be issued in a maximum amount not to exceed \$3,000,000.00, which bonds may be payable over not more than a 30-year period. Such bonds may be tax exempt or taxable, but may only be issued at an interest rate not exceeding nine percent (9.0%) per annum as a net yield. The County of Lake will be responsible for maintenance of the water system pursuant to an intergovernmental agreement after the construction of the water system and after the life of the bonds.

The Village will also hear and consider testimony regarding an amendment to clarify the special tax roll for the SSA. The special tax roll established by the SSA Establishing Ordinance allocates taxes on a "per-single-family-residence basis," and the proposed amendment would allocate taxes on a "per-single-family-residential-lot basis." The proposed amendment would provide that the maximum annual taxes to be extended within the SSA in any year for the construction of the Special Service (or the payment of principal and interest on any bonds issued for such construction) shall not exceed \$2,500.00 per single family residential lot, which payments would not continue for more than 30 years.

All interested persons, including all persons owning taxable real property within the SSA, will be given an opportunity to be heard at the hearing regarding the amendments to the SSA Establishing Ordinance regarding the issuance of bonds and the clarification of the special tax roll for the SSA, as well as an opportunity to file objections in writing with the Village Clerk at the Long Grove Village Hall. The public hearing may be adjourned to another date by the Board of Trustees of the Village without further notice other than a notice entered upon the minutes of said meeting fixing the time and place of its adjournment and reconvening.

If a petition, signed by at least 51 percent of the electors residing within the SSA and at least 51 percent of the owners of record of properties within the SSA, as herein defined, is filed with the Village Clerk within 60 days after the final adjournment of the public hearing, the amendments to the SSA Establishing Ordinance as herein described shall not be considered further.

Respectfully submitted,

DATED: August 8, 2011

/s/ Karen Schultheis  
Village Clerk  
Village of Long Grove