

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION
For Inclusion on Board Agenda


Resolution or Ordinance (Blue) Waiver of First Requested
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO : PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott R. Niehaus, Village Manager

DATE : September 11, 2019 **(BOT) Date:** September 19, 2019

SUBJECT: Agenda for the Public Hearing portion of the September 19, 2019 Village Board Meeting relative to the Butterfield Road Yorktown Business District No. 2 – Imposing a Business District Retailers' Occupation Tax and a Business District Service Occupation Tax

SUBMITTED BY: William J. Heniff, AICP, Director of Community Development 

BACKGROUND/POLICY IMPLICATIONS:

Please place this item on the September 19, 2019 Village Board Agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Finance Director _____ Date _____
Village Manager _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the agenda distribution.

**AGENDA
FOR THE PUBLIC HEARING PORTION
OF THE SEPTEMBER 19, 2019
VILLAGE OF LOMBARD BOARD MEETING
RELATIVE TO THE PROPOSED IMPOSITION OF
A BUSINESS DISTRICT RETAILERS' OCCUPATION TAX
AND A BUSINESS DISTRICT SERVICE OCCUPATION TAX
WITHIN THE BOUNDARIES OF THE LOMBARD
BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT NO. 2**

- A. Call Public Hearing to Order

- B. Opening Statement by the Village Attorney relative to this being the public hearing in regard to the proposed imposition of a Business District Retailers' Occupation Tax and a Business District Service Occupation Tax within the boundaries of the Butterfield Road / Yorktown Business District No. 2, based upon the finding that said Butterfield Road / Yorktown Business District No. 2 is a blighted area as set forth in the Illinois Business District Development and Redevelopment Law (65 ILCS 5/11-74.3-1 *et seq.*)

- C. Overview of the proposed Business District Retailers' Occupation Tax and Business District Service Occupation Tax within the boundaries of the Butterfield Road / Yorktown Business District No. 2, including the proposed rate of said tax and the potential uses of said tax under the previously-approved Business District Plan for the Butterfield Road/Yorktown Business District No. 2 [Village Staff]

- D. Public Comment

- E. Discussion by the Village Board

- F. Closure and Final Adjournment of the Public Hearing

**PUBLIC HEARING OPENING STATEMENT
IN REGARD TO THE PROPOSED IMPOSITION OF
A BUSINESS DISTRICT RETAILERS' OCCUPATION TAX AND
BUSINESS DISTRICT SERVICE OCCUPATION TAX IN REGARD TO
LOMBARD BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT NO. 2**

THE PUBLIC HEARING TONIGHT IS IN REGARD TO THE VILLAGE'S PROPOSAL TO IMPOSE A 1% BUSINESS DISTRICT RETAILERS' OCCUPATION TAX AND A 1% BUSINESS DISTRICT SERVICE OCCUPATION TAX WITHIN THE BOUNDARIES OF THE BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT NUMBER 2. IN ACCORDANCE WITH THE BUSINESS DISTRICT DEVELOPMENT AND REDEVELOPMENT LAW, THE VILLAGE HAS TAKEN THE FOLLOWING ACTIONS ON THE FOLLOWING DATES IN REGARD TO THE BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT NO. 2:

	<u>ACTION</u>	<u>DATE TAKEN</u>
1.	Approved, by Ordinance, the preparation of the Business District Plan.	December 6, 2018
2.	Approved, by Ordinance, the date and procedures for the Public Hearing regarding the proposed Business District designation, approval of a Business District Plan, and the making of a Blighted Area finding.	July 18, 2019
3.	Made the proposed Business District Plan available for review by the public.	July 18, 2019
4.	Published notice of the Public Hearing in the newspaper twice (the <i>Daily Herald</i>).	July 22, 2019 and July 23, 2019
5.	Held the Public Hearing relative to the designation of the Business District, the approval of a Business District Plan and the making of a Blighted Area finding, including discussion relative to the imposition of a 1% Business District Retailers' Occupation Tax and a 1% Business District Service Occupation Tax within the Business District.	August 15, 2019
6.	Adopted an Ordinance designating the Business District, approving a Business District Plan and making a Blighted Area finding.	August 15, 2019

7.	Approved, by Ordinance, the date and procedures for the Public Hearing relative to the proposed imposition of a 1% Business District Retailers' Occupation Tax and a 1% Business District Service Occupation Tax within the Business District.	August 15, 2019
8.	Published notice of this Public Hearing in the newspaper twice (the <i>Daily Herald</i>).	August 29, 2019 and August 30, 2019

PURSUANT TO THE BUSINESS DISTRICT DEVELOPMENT AND REDEVELOPMENT LAW, THE VILLAGE IS HOLDING THIS PUBLIC HEARING ON THE PROPOSAL TO IMPOSE A 1% BUSINESS DISTRICT RETAILERS' OCCUPATION TAX AND A 1% BUSINESS DISTRICT SERVICE OCCUPATION TAX, WITHIN THE BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT, FOR A PERIOD OF TWENTY-THREE (23) YEARS.

THE BUSINESS DISTRICT IS GENERALLY LOCATED NORTH OF BUTTERFIELD ROAD AND SOUTH OF 22ND STREET, FROM HIGHLAND AVENUE TO FAIRVIEW AVENUE, AND SOUTH OF BUTTERFIELD ROAD AND NORTH OF I-88, FROM JUST WEST OF MAXANT DRIVE TO GILMORE LANE.

THE ONE PERCENT (1%) BUSINESS DISTRICT RETAILERS' OCCUPATION TAX AND THE ONE PERCENT (1%) BUSINESS DISTRICT SERVICE OCCUPATION TAX, AS PERMITTED BY THE BUSINESS DISTRICT DEVELOPMENT AND REDEVELOPMENT LAW, ARE INTENDED TO BE IMPOSED WITHIN THE BOUNDARIES OF THE BUTTERFIELD ROAD / YORKTOWN BUSINESS DISTRICT FOR THE PLANNING, EXECUTION AND IMPLEMENTATION OF THE BUSINESS DISTRICT PLAN, AND TO PAY FOR BUSINESS DISTRICT PROJECT COSTS AS SET FORTH IN THE BUSINESS DISTRICT PLAN.

ANY INTERESTED PERSON MAY FILE A WRITTEN OBJECTION WITH THE VILLAGE CLERK AT THIS TIME, AND MAY BE HEARD ORALLY WITH RESPECT TO ANY MATTERS EMBODIED WITHIN THE NOTICE OF THIS PUBLIC HEARING.

ANY ALTERNATE PROPOSALS OR BIDS FOR ANY PROPOSED CONVEYANCE, LEASE, MORTGAGE, OR OTHER DISPOSITION BY THE VILLAGE OF LAND OR RIGHTS IN LAND OWNED BY THE VILLAGE IN THE BUSINESS DISTRICT, AND ANY OBJECTIONS, SHALL BE HEARD AND DETERMINED THIS EVENING. THERE CURRENTLY IS NO LAND OR RIGHTS IN LAND OWNED BY THE VILLAGE, IN THE BUSINESS DISTRICT, THAT ARE PROPOSED FOR CONVEYANCE, LEASE, MORTGAGE OR OTHER DISPOSITION BY THE VILLAGE.

BILL HENIFF, THE VILLAGE'S DIRECTOR OF COMMUNITY DEVELOPMENT, WILL NOW GIVE A SHORT PRESENTATION TOUCHING ON THE TAX RATE, LENGTH OF TIME THE TAX WILL BE IMPOSED AND THE POTENTIAL USES OF SAID BUSINESS DISTRICT RETAILERS' OCCUPATION TAX AND BUSINESS DISTRICT SERVICE OCCUPATION TAX UNDER THE BUSINESS DISTRICT PLAN.