

ORDINANCE NO. 365

PASSED

6-0

3/9/92

VILLAGE OF BELLEVUE
PEORIA COUNTY, ILLINOIS

AN ORDINANCE OF THE VILLAGE OF BELLEVUE,
PEORIA COUNTY, ILLINOIS REGARDING THE ADOPTION
AND APPROVAL OF TAX INCREMENT FINANCING,
A REDEVELOPMENT PROJECT AREA AND A
REDEVELOPMENT PLAN AND PROJECT

WHEREAS, pursuant to the provisions of the Tax Increment Allocation Redevelopment Act (the "TIF Act") and a series of ordinances adopted December 30, 1986 (as supplemented and amended, the "TIF Ordinances") the Village of Bellevue, Peoria County, Illinois (the "Municipality") adopted tax increment financing ("TIF"), approved a redevelopment plan and project (the "Redevelopment Plan") and established a redevelopment project area commonly known as the "Starr Lane Redevelopment Project Area" (the "Redevelopment Project Area"); and

WHEREAS, Section 11-74.4-6 of the TIF Act was amended by Public Act 87-813, effective December 16, 1991, by adding a subsection (d), as follows: "(d) In the event that any municipality has by ordinance adopted tax increment financing prior to 1987, and has complied with the notice requirements of this Section, except that the notice has not included the requirements of subsection (b), paragraphs (2), (3) and (4), and within 90 days of the effective date of this amendatory Act of 1991, that municipality passes an ordinance which contains findings that: (1) all taxing districts prior to the time of the hearing required by Section 11-74.4-5 were furnished with copies of a map incorporated into the redevelopment plan and project substantially showing the legal boundaries of the redevelopment project area; (2) the redevelopment plan and project, or a draft thereof, contained a map substantially showing the legal boundaries of the redevelopment project area and was available to the public at the time of the hearing; and (3) since the adoption of any form of tax increment financing authorized by this Act, and prior to June 1, 1991, no objection or challenge has been made in writing to the municipality to respect to the notices required by this Section, then the municipality shall be deemed to have met the notice requirements of this Act and all actions of the municipality taken in connection with such notices as were given are hereby validated and hereby declared to be legally sufficient for all purposes of this Act" (the "Amendment"); and

WHEREAS, without representing that any of its prior actions were other than in compliance with the TIF Act in effect at the time or would fail to be upheld upon judicial review thereof, this Municipality desires to further take advantage of and

avail itself of the additional protections provided by the Amendment.

NOW, THEREFORE, BE IT ORDAINED BY PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF BELLEVUE, PEORIA COUNTY, ILLINOIS, as follows:

Section 1. Findings. Pursuant to the Amendment, the Corporate Authorities of the Municipality hereby find as follows: (1) in connection with the adoption of TIF, the designation of the Redevelopment Project Area and the related approval of the Redevelopment Plan, all taxing districts prior to the time of the hearing required by Section 11-74.4-5 of the TIF Act were furnished with copies of a map incorporated into the Redevelopment Plan and Project substantially showing the legal boundaries of the Redevelopment Project Area; (2) the Redevelopment Plan and Project, or a draft thereof, contained a map substantially showing the legal boundaries of the Redevelopment Project Area and was available to the public at the time of hearing; (3) since the adoption of any form of tax increment financing authorized by the TIF Act, and prior to June 1, 1991, no objection or challenge has been made in writing to the Municipality in respect to the notices required by Section 11-74.4-6 of the TIF Act prior to such June 1, 1991 date.

Section 2. Compliance. With respect to the above findings in Section 1, the Corporate Authorities hereby determine that pursuant to Section 11-74.4-6(d) of the present TIF Act that the Municipality is deemed to have met the notice requirements of the TIF Act and all actions of the Municipality taken in connection with such notices as were given are, to the fullest extent lawful, hereby validated and hereby declared to be legally sufficient for all purposes of the TIF Act.

Section 3. Effective. This ordinance shall be effective immediately upon its adoption and approval.

PASSED AND APPROVED THIS 9TH DAY OF MARCH, 1992.

VILLAGE OF BELLEVUE, ILLINOIS

By: _____
Larry N. Howard, President

Attest: _____
Carol S. Howard, Clerk

(SEAL)