

Decatur

ORDINANCE NO. 82-122

ORDINANCE DESIGNATING ENTERPRISE ZONE
AND PROVIDING FOR CERTAIN TAX INCENTIVES
AND REIMBURSEMENTS THEREIN

WHEREAS, the health, safety and welfare of the citizens of the City of Decatur are dependent, in part, upon a healthy private sector of the City's economy; and,

WHEREAS, the development, growth and expansion of the private sector requires a cooperative and continuous partnership between government and the private sector; and,

WHEREAS, there are certain areas in the City of Decatur that need the particular attention of government, business and labor to attract private sector investment and directly aid the entire City and the citizens thereof; and,

WHEREAS, the State of Illinois has enacted the Illinois Enterprise Zone Act authorizing cities to designate certain areas within such cities as enterprise zones and grant private sector business and industrial enterprises constructing or expanding facilities within such zones assistance and benefits so as to induce such new construction or expansion and thereby improve the private sector of the City's economy; and,

WHEREAS, upon due notice, a public hearing was held on the 20th day of December, 1982, as required by the provisions of said Act.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That the area precisely described in Exhibit A, hereto attached and hereby made a part hereof as if fully set out herein, be, and the same is hereby designated an Enterprise Zone pursuant to and in accordance with said Act, subject to approval of the State as in said Act provided.

Section 2. That the map thereof presented to the Council herewith be, and the same is hereby, received, placed on file and approved.

Section 3. That the Council finds that said zone area is wholly within the corporate limits of the City and meets the qualifications of Section 4 of said Act.

Section 4. That the duration or term of said zone shall be twenty years commencing on the date of certification by the State as in said Act provided.

Section 5. That commencing with the first calendar year next following the calendar year in which the zone is certified and continuing for ten calendar years, taxes on real property levied by the City shall be abated on property located within the zone and upon which new improvements have been constructed subsequent to such certification or upon which existing improvements have been renovated or rehabilitated subsequent to such certification, provided that any abatement of taxes on any parcel shall not exceed the amount attributable to the construction of the improvements or the renovation or rehabilitation of existing improvements on such parcel.

Section 6. After the expiration of said ten years of abatement, such abatement shall continue for the term of the zone unless the Council shall otherwise ordain as to any or all calendar years thereafter.

Section 7. That commencing the first day of the calendar month next following the month in which said zone is certified and continuing for three calendar years each retailer whose place of business is within the corporate limits of the City is authorized to claim credit or refund of the Municipal Retailer's Occupation Tax of the City based upon the sale of building materials to be incorporated into real estate within the zone by remodeling, rehabilitation or new construction.

Section 8. That upon the expiration of said three calendar year period, and annually thereafter for the term of the zone, the Council shall review the necessity, desirability and fiscal impact of such credits or rebates and may by ordinance continue or discontinue the same whichever appears to be in the better interest of the general health, safety and welfare of the City.

Section 9. No taxes upon real estate shall be abated, or shall any credit or refund of Municipal Retailer's Occupation Tax be made, unless the improvement, reconstruction or rehabilitation to which the same relates is of the nature and scope for which a building permit is required by the Building Code and said required permit has been obtained.

Section 10. That the City Manager be, and he is hereby, authorized and directed to cause application to be made to the State of Illinois pursuant to said Act containing that which is required thereby and that which is permitted thereby to the extent deemed by him to be conducive to the carrying out of the intent and purpose of the Act and of this ordinance, and to cause to be promulgated such programs, directives, rules and regulations, to make such recommendations, and to furnish such information not inconsistent therewith as to secure certification of said zone and to administer the same and the

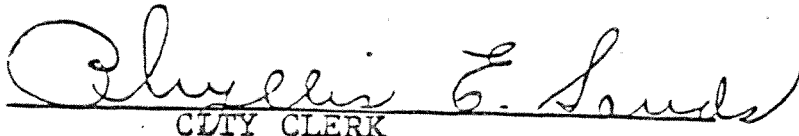
programs therein and thereunder after the same is so certified.

PRESENTED, PASSED, APPROVED AND RECORDED this 29th day
of December, 1982.



MAYOR

ATTEST:


CITY CLERK