

ORDINANCE NO. 15-17

**AN ORDINANCE REGARDING THE ENTERPRISE ZONE  
WHICH INCLUDES TERRITORY LOCATED WITHIN THE  
CORPORATE LIMITS OF THE VILLAGE OF MORTON**

**WHEREAS**, the Illinois Enterprise Zone Act found at 20 ILCS 655/1 et. seq., (the “Enterprise Zone Act”) authorizes the designation and certification of enterprise zones which provide various incentives, some of which are locally determined, to encourage the creation and expansion of business enterprises; and

**WHEREAS**, the City of Pekin (“Pekin”), the Village of Morton (“Morton”), the Village of Tremont (“Tremont”) and the County of Tazewell (“Tazewell”) have worked cooperatively to develop a joint application (the “Application”) for the certification of an enterprise zone located within or near their respective corporate limits; and

**WHEREAS**, as required by the Enterprise Zone Act in connection with the submission of a joint application to designate an enterprise zone, Pekin, Morton, Tazewell and Tremont (sometimes hereinafter referred to collectively as the “Participants”) have negotiated the intergovernmental agreement (the “Intergovernmental Agreement”) that was approved by Morton in Ordinance No. 14-27; and

**WHEREAS**, the Illinois Department of Commerce and Economic Opportunity (“DCEO”) approved the Application in accordance with the terms and conditions of the Enterprise Zone Act and issued an Enterprise Zone Certificate for the Southern Tazewell County Enterprise Zone effective January 1, 2016 (the “Certificate”); and

**WHEREAS**, following approval of the Application and issuance of the Certificate, it is necessary to take additional action pursuant to the Intergovernmental Agreement;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MORTON, TAZEWELL COUNTY, ILLINOIS, THAT:**

**Section 1.** Unless otherwise defined herein, the capitalized terms in this ordinance shall have the meanings given to them in the Intergovernmental Agreement.

**Section 2.** Pursuant to Section 3.1 of the Intergovernmental Agreement, Morton hereby selects and appoints its Planning and Zoning Officer to serve at its member on the Administrative Board.

**Section 3.** Pursuant to Section 3.4 of the Intergovernmental Agreement, no Owner shall be eligible to receive the incentives available for an eligible improvement within the Morton component of the Enterprise Zone unless the Owner first pays a fee to Morton in the amount of .5% of the cost of building materials incorporated into an eligible improvement with a maximum fee of \$50,000.

**Section 4.** Pursuant to Section 4.4 of the Intergovernmental Agreement, Morton, acting through its Planning and Zoning Officer, shall have exclusive jurisdiction to determine whether or not an improvement within the Morton component of the Enterprise Zone constitutes an eligible improvement which will receive the incentives available under the terms of the Intergovernmental Agreement. Upon a determination that improvements to real estate within the Enterprise Zone constitute an eligible improvement which will receive an abatement of real estate taxes to the extent approved by an underlying taxing district, the Planning and Zoning Officer or his designee (which may in the discretion of the Planning and Zoning Officer be the Zone Administrator) shall issue a Certificate of Eligibility to the Owner of the eligible improvement. It shall be the responsibility of the Owner to file the Certificate of Eligibility with the Tazewell County Clerk and to verify the application of the abatement.

**Section 5.** This ordinance is in addition to all other ordinances on the subject and shall be construed therewith excepting as to that part in direct conflict with any other ordinance, and in the event of such conflict, the provisions hereof shall govern.

**Section 6.** If any section, subdivision or sentence of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portion of the ordinance.

**BE IT FURTHER RESOLVED** that this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

**PASSED AND APPROVED** at a regular meeting of the President and Board of Trustees of the Village of Morton this 7th day of March, 2016; and upon roll call the vote was as follows:

**AYES:** Belsley, Daab, Heer, Hermann, Kaufman

**NAYS:** None

**ABSENT:** Blunier

**ABSTAINING:** None

APPROVED this \_\_\_7th\_\_\_ day of \_\_\_\_\_ March \_\_\_\_\_, 2016.

*R. Rainson*

\_\_\_\_\_  
President

ATTEST:

*Joseph A. Wohl*  
\_\_\_\_\_  
Village Clerk

