

Village of McLean

Ordinance#

13-01-07

Ordinance Creating Interested Parties Registry and Adopting Interested Parties Registry Rules

Adopted by the Village Board
of the
Village of McLean

Published in pamphlet form by authority of the Village of McLean, McLean

County, Illinois this 10th day of January, 2013.

ORDINANCE NO. 13-01-07

VILLAGE OF MCLEAN, ILLINOIS

ORDINANCE CREATING INTERESTED PARTIES REGISTRY
AND ADOPTING INTERESTED PARTIES REGISTRY RULES

WHEREAS, the Village proposes to establish a redevelopment project area pursuant to the Tax Increment Allocation Redevelopment Act (65 ILCS 5/11-74.4-1 *et seq.*) (the "Act"); and

WHEREAS, the Act requires the establishment of an interested parties registry for each redevelopment project area in existence or under consideration;

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF MCLEAN, MCLEAN COUNTY, ILLINOIS, AS FOLLOWS:


Section 1: The Village hereby creates an interested parties registry for its redevelopment project area, pursuant to the Act, and authorizes and directs the Village Clerk to take all steps necessary to establish such registry and comply with the provisions of the Act relating to such registry.

Section 2: The Interested Parties Registry Rules and Registration Forms attached hereto are hereby approved.


Section 3: This Ordinance shall be effective as of the date of its passage.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of McLean at a duly held meeting on the 7th day of January, 2013.

APPROVED:


Jim Adams, President of the Board of
Trustees of the Village of McLean

ATTEST:


Sharon Leipold, Village Clerk

AYES: 5
NAYS: 0
ABSENT: 1

INTERESTED PARTIES REGISTRY RULES

A. Definitions. As used in these Rules, the following terms shall have the definitions set forth below:

"Act" shall mean the Tax Increment Allocation Redevelopment Act (65 ILCS § 5/11-74.4 *et seq.*), as amended from time to time.

"Village" shall mean the Village of McLean.

"Interested Party" shall mean (a) any organization active within the Village (b) any resident of the Village, and (c) any other entity or person otherwise entitled under the Act to register in a specific Registry who has registered in such Registry and whose registration has not been terminated in accordance with these Rules.

"Redevelopment Project Area" shall mean a redevelopment project area that (a) is intended to qualify (or has subsequently qualified) as a "redevelopment project area" under the Act and (b) is subject to the interested parties registry requirements of the Act.

"Registration Form" shall mean the form approved by the Village for initial or renewal registration in a Registry.

"Registry" shall mean an interested parties registry established by the Village pursuant to the Act.

B. Establishment of Registry. The Village shall establish a separate interested parties registry for each Redevelopment Project Area, whether existing as of the date of the adoption of these Rules or hereafter established. The Village shall establish a new registry whenever it has identified an area for study and possible designation as a Redevelopment Project Area. In any event, the process of establishing the new registry must be completed prior to the deadline for sending any of the notices required by Section (J) of these Rules or any other notices required by the Act with respect to the proposed Redevelopment Project Area.

C. Maintenance of Registry. The Registries shall be maintained by the Clerk or his or her designee.

D. Registration by Residents. An individual seeking to register as an Interested Party with respect to a Redevelopment Project Area must complete and submit a Registration Form to the Clerk. Such individual must also submit a copy of a current driver's license, lease, utility bill, financial statement or such other evidence as may be acceptable to the Clerk to establish the individual's current Village residency.

E. Registration by Organizations. All organizations seeking to register as Interested Party with respect to a Redevelopment Project Area must complete and submit a Registration

Form to the Clerk. Such organization must also submit a copy of a one-page statement describing the organization's current operations in the Village.

F. Determination of Eligibility. All individuals and organizations whose Registration Form and supporting documentation complies with these Rules shall be registered in the applicable Registry within ten (10) business days of the Clerk's receipt of all such documents. The Clerk shall provide written notice to the registrant confirming such registration. Upon registration, Interested Parties shall be entitled to receive all notices and documents required to be delivered under these Rules or as otherwise required under the Act with respect to the applicable Redevelopment Project Area. If the Clerk determines that a registrant's Registration Form and/or supporting documentation is incomplete or does not comply with these Rules, the Clerk shall give written notice to the registrant specifying the defect(s). The registrant shall be entitled to correct any defects and resubmit a new Registration Form and supporting documentation.

G. Renewal and Termination. An Interested Party's registration shall remain effective for a period of three years. At any time after such three-year period, the Clerk may provide written notice by regular mail to the Interested Party stating that such registration shall terminate unless the Interested Party renews such registration within thirty (30) days of the Clerk's mailing of written notice. To renew such registration, the Interested Party shall, within such thirty (30) day period, complete and submit a Registration Form and supporting documentation. The registration of all individuals and organizations whose Registration Form and supporting documentation is submitted in a timely manner and complies with these Rules shall be renewed for an additional consecutive three-year period. If the Clerk determines that a registrant's Registration Form and/or supporting documentation is incomplete or does not comply with these Rules, the Clerk shall give written notice to the registrant, at the address specified on the Registration Form submitted by such registrant, specifying the defect(s). The registrant shall be entitled to correct any defects and resubmit a new Registration Form and supporting documentation within thirty (30) days of the receipt of the Clerk's notice. If all defects are not corrected within thirty (30) days of the Interested Party's receipt of the Clerk's notice, the Interested Party's registration shall be terminated. Any Interested Party whose registration is terminated shall be entitled to register again as if a first-time registrant.

H. Amendment to Registration. An Interested Party shall amend its registration if its mailing address or any information relevant to its eligibility changes by giving written notice to the Clerk by certified mail. Upon receipt of such notice, the Clerk shall revise the applicable Registry accordingly. If the Interested Party is no longer eligible to be registered in the Registry, its registration shall be terminated as set forth above.

I. Registries Available for Public Inspection. Each Registry shall be available for public inspection during normal office hours of the Clerk's office. The Registry shall include the name, address and telephone number of each Interested Party and, for organizations, the name and phone number of a designated contact person.

J. Notices to be Sent to Interested Parties. Interested Parties shall be sent the following notices and any other notices required under the Act with respect to the applicable Redevelopment Project Area:

- (i) Pursuant to Section 11-74.4-5(a) of the Act, notice of the availability of a proposed redevelopment plan and eligibility report, including how to obtain this information, such notice shall be sent by mail within a reasonable period of time after the adoption of the ordinance fixing the public hearing for the proposed redevelopment plan.
- (ii) Pursuant to Section 11-74.4-5(a) of the Act, notice of changes to proposed redevelopment plans that do not (1) add additional parcels of property to the proposed redevelopment project area; (2) substantially affect the general land uses proposed in the redevelopment plan; (3) substantially change the nature of or extend the life of the redevelopment project; or (4) increase the number of low or very low income households to be displaced from the redevelopment project area, provided that measured from the time of creation of the redevelopment project area the total displacement of households will exceed 10; such notice shall be sent by mail not later than ten (10) days following the Village's adoption by ordinance of such changes.
- (iii) Pursuant to Section 11-74.4-5(c) of the Act, notice of amendments to previously approved redevelopment plans that do not: (1) add additional parcels of property to the redevelopment project area; (2) substantially affect the general land uses in the redevelopment plan; (3) substantially change the nature of the redevelopment project; (4) increase the total estimated redevelopment project costs set out in the redevelopment plan by more than 5% after adjustments for inflation from the date the plan was adopted; (5) add additional redevelopment project costs to the itemized list of redevelopment project costs wet out in the redevelopment plan; or (6) increase the number of low or very low income households to be displaced from the redevelopment project area, provided that measured from the time of creation of the redevelopment project area the total displacement of households will exceed 10; such notice shall be sent by mail not later than 10 days following the Village's adoption by ordinance of any such amendment.
- (iv) Pursuant to Section 11-74.4-5(d)(9) of the Act for redevelopment plans or projects that would result in the displacement of residents from 10 or more inhabited residential units that contain 75 or more inhabited residential units, notice of the availability of this information, including how to obtain the report, required by subsection (d) of Section 5/11-74.4-5 of the Act. Such notice shall be sent by mail within a reasonable period of time after completion of the certified audit report.

- (v) Pursuant to Section 11-74.4-6(e) of the Act, notice of the preliminary public meeting required under the Act for a proposed Redevelopment Project Area that will result in the displacement of 10 or more inhabited residential units or which will contain 75 or more inhabited residential units, such notice shall be sent by certified mail not less than 15 days before the date of such preliminary public meeting.

K. Non-Interference. These Rules shall not be used to prohibit or otherwise interfere with the ability of eligible organizations and individuals to register for receipt of information to which they are entitled under the Act.

L. Amendment of Rules. These Rules may be amended by the Village subject to and consistent with the requirements of the Act.

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REGISTRATION FORM FOR VILLAGE RESIDENTS

(please print)

Name: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Home Telephone: _____

I have attached a copy of _____ as proof that I am a resident of the Village as of the date of this registration form.

Signature: _____ Date: _____

(signature and date required)

Please note that your registration, if accepted, will be valid for three years. Please notify the Village at the address below of any changes made to this registration.

Please return this form to:

Village of McLean
121 S. Hamilton
McLean, Illinois 61754

REGISTRATION FORM FOR VILLAGE ORGANIZATIONS

(please print)

Organization Name: _____

Contact Name: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Telephone: _____

A statement describing your organization's current operation in the Village must be attached.

Signature: _____ Date: _____

(signature and date required)

Please note that your registration, if accepted, will be valid for three years. Please notify the Village at the address below of any changes made to this registration.

Please return this form to:

Village of McLean
121 S. Hamilton
McLean, Illinois 61754

STATE OF ILLINOIS)

) SS

COUNTY OF MCLEAN)

PUBLICATION CERTIFICATE

I, the undersigned Village Clerk, certify that I am the duly elected and acting Village Clerk of the Village of McLean, McLean County, Illinois.

I further certify that on **Monday, January 7, 2013**, the Board of Trustees of such municipality passed and approved **Ordinance No. 13-01-07**, entitled:

Ordinance Creating Interested Parties Registry and Adopting Interested Parties Registry Rules

Board of Trustees of the Village of McLean previously adopted a Resolution that authorized all Village Ordinances to be published in pamphlet form.

The pamphlet form of Ordinance No. **13-01-07**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on 10th of Jan, **2013** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

Dated at McLean, Illinois, this 20th day of January, 2013.


Village Clerk

(SEAL)