DESIGNATION OF TOUHY/WESTERN REDEVELOPMENT PROJECT AREA AS TAX INCREMENT FINANCING DISTRICT.

The Committee on Finance submitted the following report:

CHICAGO, September 13, 2006.

To the President and Members of the City Council:

Your Committee on Finance, having had under consideration an ordinance authorizing the designation of the Touhy/Western Tax Increment Financing Redevelopment Project Area as a redevelopment project area, having had the same under advisement, begs leave to report and recommend that Your Honorable Body Pass the proposed ordinance transmitted herewith.

This recommendation was concurred in by a viva voce vote of the members of the Committee.

Respectfully submitted,

(Signed) EDWARD M. BURKE,
Chairman.

On motion of Alderman Burke, the said proposed ordinance transmitted with the foregoing committee report was Passed by yeas and nays as follows:


Nays -- None.

Alderman Beavers moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:
WHEREAS, It is desirable and in the best interest of the citizens of the City of Chicago, Illinois (the "City") for the City to implement tax increment allocation financing ("Tax Increment Allocation Financing") pursuant to the Illinois Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1, et. seq., as amended (the "Act"), for a proposed redevelopment project area to be known as the Touhy/Western Redevelopment Project Area (the "Area") described in Section 2 of this ordinance, to be redeveloped pursuant to a proposed redevelopment plan and project (the "Plan"); and

WHEREAS, A public meeting ("Public Meeting") was held in compliance with the requirements of Section 5/11-74.4-6(c) of the Act on April 3, 2006 at 7:00 P.M. at the Bernard Howard Jewish Community Center, 3003 West Touhy Avenue, Chicago, Illinois; and

WHEREAS, The Plan (including the related eligibility report attached thereto as an exhibit and, if applicable, the feasibility study and the housing impact study) was made available for public inspection and review pursuant to Section 5/11-74.4-5(a) of the Act since March 30, 2006, being a date not less than ten (10) days before the meeting of the Community Development Commission of the City ("Commission") at which the Commission adopted Resolution 06-CDC-32 on April 11, 2006 fixing the time and place for a public hearing ("Hearing"), at the offices of the City Clerk and the City’s Department of Planning and Development; and

WHEREAS, Pursuant to Section 5/11-74.4-5(a) of the Act, notice of the availability of the Plan (including the related eligibility report attached thereto as an exhibit and, if applicable, the feasibility study and the housing impact study) was sent by mail on April 14, 2006, which is within a reasonable time after the adoption by the Commission of Resolution 06-CDC-32 to: (a) all residential addresses that, after a good faith effort, were determined to be (i) located within the Area and (ii) located within seven hundred fifty (750) feet of the boundaries of the Area (or, if applicable, were determined to be the seven hundred fifty (750) residential addresses that were closest to the boundaries of the Area); and (b) organizations and residents that were registered interested parties for such Area; and

WHEREAS, A meeting of the joint review board established pursuant to Section 5/11-74.4-5(b) of the Act (the "Board") was convened upon the provision of due notice on May 5, 2006 at 10:00 A.M., to review the matters properly coming before the Board and to allow it to provide its advisory recommendation regarding the approval of the Plan, designation of the Area as a redevelopment project area pursuant to the Act and adoption of Tax Increment Allocation Financing within the Area, and other matters, if any, properly before it; and

WHEREAS, Pursuant to Sections 5/11-74.4-4 and 5/11-74.4-5 of the Act, the Commission held the Hearing concerning approval of the Plan, designation of the Area as a redevelopment project area pursuant to the Act and adoption of Tax
Increment Allocation Financing within the Area pursuant to the Act on June 13, 2006; and

WHEREAS, The Commission has forwarded to the City Council a copy of its Resolution 06-CDC-49, recommending to the City Council approval of the Plan, among other related matters; and

WHEREAS, The City Council has heretofore approved the Plan, which was identified in An Ordinance Of The City Of Chicago, Illinois, Approving A Redevelopment Plan For The Touhy/Western Redevelopment Project Area; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Recitals. The above recitals are incorporated herein and made a part hereof.

SECTION 2. The Area. The Area is legally described in Exhibit A attached hereto and incorporated herein. The street location (as near as practicable) for the Area is described in Exhibit B attached hereto and incorporated herein. The map of the Area is depicted on Exhibit C attached hereto and incorporated herein.

SECTION 3. Findings. The Corporate Authorities hereby make the following findings:

a. the Area includes only those contiguous parcels of real property and improvements thereon that are to be substantially benefited by proposed Plan improvements, as required pursuant to Section 5/11-74.4-4(a) of the Act;

b. as required pursuant to Section 5/11-74.4-3(p) of the Act:

(i) the Area is not less, in the aggregate, than one and one-half (1 1/2) acres in size; and

(ii) conditions exist in the Area that cause the Area to qualify for designation as a redevelopment project area and a conservation area as defined in the Act;

c. if the Area is qualified as a “blighted area” whether improved or vacant, each of the factors necessary to qualify the Area as a redevelopment project area on that basis is (i) clearly present within the intent of the Act and with that presence documented to a meaningful extent, and (ii) reasonably distributed throughout the improved part or vacant part, as applicable, of the Area as required pursuant to Section 5/11-74.4-3(a) of the Act;
d. if the Area is qualified as a "conservation area", the combination of the factors necessary to qualify the Area as a redevelopment project area on that basis is detrimental to the public health, safety, morals or welfare, and the Area may become a blighted area.

SECTION 4. Area Designated. The Area is hereby designated as a redevelopment project area pursuant to Section 5/11-74.4-4 of the Act.

SECTION 5. Invalidity Of Any Section. If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the remaining provisions of this ordinance.

SECTION 6. Superseder. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 7. Effective Date. This ordinance shall be in full force and effect immediately upon its passage.

[Exhibit "C" referred to in this ordinance printed on page 83774 of this Journal.]

Exhibits "A" and "B" referred to in this ordinance read as follows:

**Exhibit "A".**
(To Ordinance)

**Legal Description.**

All that part of Sections 25 and 36, Township 41 North, Range 13 East and Section 31, Township 41 North, Range 14 East of the Third Principal Meridian, being bounded and described as follows:

beginning at the point of intersection of the centerline of Kedzie Avenue with north line of Lot 3 in the subdivision of the west half of Lot 1 of the subdivision of the southwest quarter of said Section 36, and running thence east along said north line of Lot 3 to the west line of the 16 foot wide alley west of Whipple Street; thence north along said west line of the 16 foot wide alley west of Whipple Street to the westerly extension of the north line of Lot 29 in Salinger and Hubbard's Second Addition to Rogers Park in Section 36; thence east along
said westerly extension of the north line of Lot 29 in said Salinger and Hubbard's Second Addition to Rogers Park and the north line thereof to the west line of Whipple Street; thence east along the easterly extension of the north line of Lot 29 in said Salinger and Hubbard's Second Addition to Rogers Park to the east line of Whipple Street; thence north along said east line of Whipple Street to the south line of the parcel of land bearing Permanent Index Number 10-36-302-001; thence east along said south line of the parcel of land bearing Permanent Index Number 10-36-302-001 and the easterly extension thereof to the east line of Sacramento Avenue; thence north along said east line of Sacramento Avenue to the south line of the parcel of land bearing Permanent Index Number 10-36-115-048; thence west along said south line of the parcel of land bearing Permanent Index Number 10-36-115-048 to the west line thereof; thence north along said west line of the parcel of land bearing Permanent Index Number 10-36-115-048 to the north line thereof; thence east along said north line of the parcel of land bearing Permanent Index Number 10-36-115-048 to the east line of Sacramento Avenue; thence north along said east line of Sacramento Avenue to the south line of the 16 foot wide alley south of Touhy Avenue; thence east along said south line of the 16 foot wide alley south of Touhy Avenue to the west line of the parcel of land bearing Permanent Index Number 10-36-202-030; thence south along said west line of the parcel of land bearing Permanent Index Number 10-36-202-030 to the north line of Fitch Avenue; thence east along said north line of Fitch Avenue to the east line of the parcel of land bearing Permanent Index Number 10-36-202-030; thence north along said east line of the parcel of land bearing Permanent Index Number 10-36-202-030 to the south line of the 16 foot wide alley south of Touhy Avenue; thence east along said south line of the 16 foot wide alley south of Touhy Avenue to the west line of the parcel of land bearing Permanent Index Number 10-36-203-021; thence south along said west line of the parcel of land bearing Permanent Index Number 10-36-203-021 and the southerly extension thereof to the south line of Fitch Avenue; thence east along said south line of Fitch Avenue to the west line of the 16 foot wide alley west of Western Avenue; thence south along said west line of the 16 foot wide alley west of Western Avenue and the southerly extension thereof to an angle point on the westerly line of the parcel of land bearing Permanent Index Number 10-36-207-012, said point being also the southwest corner of the parcel of land bearing Permanent Index Number 10-36-207-002; thence west along said westerly line of the parcel of land bearing Permanent Index Number 10-36-207-012 to an angle point on said westerly line, said point being also a point on the south line of the parcel of land bearing Permanent Index Number 10-36-207-002; thence south along said westerly line of the parcel of land bearing Permanent Index Number 10-36-207-012 to the south line thereof; thence east along said south line of the parcel of land bearing Permanent Index Number 10-36-207-012 to the west line of the parcel of land bearing Permanent Index Number 10-36-207-011; thence south along said west line of the parcel of land bearing Permanent Index Number 10-36-207-011 to the north line of Estes Avenue; thence west along said north line of Estes Avenue to the northerly extension of the west line of the alley west of Western Avenue; thence south along said northerly extension of the west line of the alley west of
Western Avenue and the west line thereof to the westerly extension of the south line of the parcel of land bearing Permanent Index Number 10-36-213-005; thence east along said westerly extension of the south line of the parcel of land bearing Permanent Index Number 10-36-213-005 and the south line thereof to the west line of Western Avenue; thence south along said west line of Western Avenue to the north line of Greenleaf Avenue; thence west along said north line of Greenleaf Avenue to the northerly extension of the west line of the 16 foot wide alley west of Western Avenue; thence south along said northerly extension of the west line of the 16 foot wide alley west of Western Avenue and the west line thereof to the north line of Pratt Avenue; thence southerly along a straight line to the intersection of the south line of Pratt Avenue with the west line of the 14 foot wide alley west of Western Avenue; thence south along said west line of the 14 foot wide alley west of Western Avenue to the north line of North Shore Avenue; thence southerly along a straight line to the intersection of the south line of North Shore Avenue with the west line of the 16 foot wide alley west of Western Avenue; thence south along said west line of the 16 foot wide alley west of Western Avenue to the north line of Arthur Avenue; thence east along said north line of Arthur Avenue to the east line of Western Avenue; thence north along said east line of Western Avenue to the south line of the parcel of land bearing Permanent Index Number 11-31-300-006; thence east along said south line of the parcel of land bearing Permanent Index Number 11-31-300-006 to the west line of Claremont Avenue; thence south along said west line of Claremont Avenue to the westerly extension of the south line of the 8 foot wide alley north of Arthur Avenue; thence east along said westerly extension of the south line of the 8 foot wide alley north of Arthur Avenue and the south line thereof to the southerly extension of the east line of the parcel of land bearing Permanent Index Number 11-31-300-006; thence north along said east line of the parcel of land bearing Permanent Index Number 11-31-300-006 to the south line of the parcel of land bearing Permanent Index Number 11-31-303-019; thence east along said south line of the parcel of land bearing Permanent Index Number 11-31-303-019 and the easterly extension thereof to the east line of the 17.5 foot wide alley east of Hoyne Avenue; thence north along said east line of the 17.5 foot wide alley east of Hoyne Avenue to a point of curvature on said east line; thence northeasterly along the arc of a curve concave to the southeast to a point of tangency on the south line of the 8 foot wide alley south of Albion Avenue; thence east along said south line of the 8 foot wide alley south of Albion Avenue to the east line of Lot 13 in Edgewater Garden Homes Resubdivision in Section 31; thence north along the northerly extension of the east line of Lot 13 in said Edgewater Garden Homes Resubdivision to the south line of the parcel of land bearing Permanent Index Number 11-31-303-003; thence east along said south line of the parcel of land bearing Permanent Index Number 11-31-303-003 to the west line of the parcel of land bearing Permanent Index Number 11-31-303-006; thence north along said west line of the parcel of land bearing Permanent Index Number 11-31-303-006 to the south line of the parcel of land bearing Permanent Index Number 11-31-303-057; thence west along said south line of the parcel of land bearing Permanent Index Number 11-31-303-057 to the easterly line of the parcel of land bearing Permanent Index
Number 11-31-303-003: thence north along said easterly line of the parcel of land bearing Permanent Index Number 11-31-303-003 and the northerly extension thereof to the north line of Albion Avenue; thence west along said north line of Albion Avenue to the east line of the 8 foot wide alley west of Seeley Avenue; thence north along said east line of the 8 foot wide alley west of Seeley Avenue to the southerly line of the parcel of land bearing Permanent Index Number 11-31-300-008; thence east along said southerly line of the parcel of land bearing Permanent Index Number 11-31-300-008 to an angle point in said southerly line. said point being also the northeast corner of Lot 41 in Robey Edgewater Golf Club Addition to Rogers Park in Section 31; thence south along the east line of Lot 41 in said Robey Edgewater Golf Club Addition to Rogers Park to the westerly extension of the south line of Columbia Court; thence east along said westerly extension of the south line of Columbia Court and the south line thereof to the west line of Damen Avenue; thence south along said west line of Damen Avenue to the westerly extension of the south line of the parcel of land bearing Permanent Index Number 11-31-400-053; thence east along said westerly extension of the south line of the parcel of land bearing Permanent Index Number 11-31-400-053 and the south line thereof to the westerly line of Ridge Boulevard; thence east along the easterly extension of the south line of the parcel of land bearing Permanent Index Number 11-31-400-053 to the easterly line of Ridge Boulevard; thence northwesterly along said easterly line of Ridge Boulevard to the intersection of the easterly line of Ridge Boulevard with the south line of Pratt Avenue; thence northerly along a straight line to the intersection of the north line of Ridge Boulevard with the north line of Pratt Avenue; thence west along said north line of Pratt Avenue to the east line of the parcel of land bearing Permanent Index Number 11-31-121-007; thence north along said east line of the parcel of land bearing Permanent Index Number 11-31-121-007 to the south line of the 16 foot wide alley north of Pratt Avenue; thence northerly along a straight line to the intersection of the north line of the 16 foot wide alley north of Pratt Avenue with the east line of the 16 foot wide alley east of Western Avenue; thence north along said east line of the 16 foot wide alley east of Western Avenue to the south line of Farwell Avenue; thence northerly along a straight line to the intersection of the north line of Farwell Avenue with the east line of the 16 foot wide alley east of Western Avenue; thence north along said east line of the 16 foot wide alley east of Western Avenue and the northerly extension thereof to the north line of Morse Avenue; thence east along said north line of Morse Avenue to the west line of Lot 18 in Block 4 in Keeney's Addition to Rogers Park in Section 31; thence north along said west line of Lot 18 in Block 4 in said Keeney's Addition to Rogers Park and the northerly extension thereof to the north line of the 20 foot wide alley north of Morse Avenue; thence west along said north line of the 20 foot wide alley north of Morse Avenue to the east line of Western Avenue; thence north along said east line of Western Avenue to the south line of the 20 foot wide alley south of Lunt Avenue; thence east along said south line of the 20 foot wide alley south of Lunt Avenue to the southerly extension of the east line of Lot 2 in Block 4 in Keeney's Addition to Rogers Park in Section 31; thence north along said southerly extension of the east line of Lot 2 in Block 4 in said Keeney's Addition to Rogers Park and the east line thereof to the south line of Lunt Avenue; thence northerly
along a straight line to the intersection of the north line of Lunt Avenue with the east line of Lot 12 in Block 5 in said Keeney’s Addition to Rogers Park; thence north along said east line of Lot 12 in Block 5 in said Keeney’s Addition to Rogers Park to the south line of the 20 foot wide alley north of Lunt Avenue; thence east along said south line of the 20 foot wide alley north of Lunt Avenue to the southerly extension of the east line of Lot 3 in Block 5 in said Keeney’s Addition to Rogers Park; thence north along said southerly extension of the east line of Lot 3 in Block 5 in said Keeney’s Addition to Rogers Park and east line thereof to the south line of Greenleaf Avenue; thence north along the northerly extension of the east line of Lot 3 in Block 5 in said Keeney’s Addition to Rogers Park to the north line of Greenleaf Avenue; thence west along said north line of Greenleaf Avenue to the west line of Lot 6 in E.W. Sander’s Addition to Rogers Park in Section 31; thence north along said west line of Lot 6 in said E.W. Sander’s Addition to Rogers Park to the south line of the 16 foot wide alley south of Estes Avenue; thence northerly on a straight line to the intersection of the north line of the 16 foot wide alley north of Greenleaf Avenue with the east line of the 16 foot wide alley east of Western Avenue; thence north along said east line of the 16 foot wide alley east of Western Avenue and the northerly extension thereof to a point on the southerly line of the parcel of land bearing Permanent Index Number 11-31-100-015, said point being also a point on the west line of Lot 143 in McGuire and Orr’s Ridge Road Addition to Rogers Park in Section 31; thence west along said southerly line of the parcel of land bearing Permanent Index Number 11-31-100-015 to the west line of the 16 foot wide alley east of Western Avenue; thence north along said west line of the 16 foot wide alley east of Western Avenue and the northerly extension thereof to the north line of Touhy Avenue; thence west along said north line of Touhy Avenue to the east line of Western Avenue; thence north along said east line of Western Avenue to the easterly extension of the north line of Birchwood Avenue; thence west along said easterly extension of the north line of Birchwood Avenue and the north line thereof to the northerly extension of the west line of the 16 foot wide alley west of Western Avenue; thence south along said northerly extension of the west line of the 16 foot wide alley west of Western Avenue and the west line thereof to the north line of Fargo Avenue; thence west along said north line of Fargo Avenue to the northerly extension of the west line of the 16 foot wide alley west of Western Avenue; thence south along said northerly extension of the west line of the 16 foot wide alley west of Western Avenue and the west line thereof to the north line of the 16 foot wide alley south of Sherwin Avenue; thence west along said north line of the 16 foot wide alley south of Sherwin Avenue to the northerly extension of the west line of Lot 5 in Muno’s Subdivision of the east one-third (except the west 200 feet of the south 435.6 feet) of the southeast quarter of the southeast quarter of Section 25; thence south along said northerly extension of the west line of Lot 5 and the west line of Lots 5 through 3, inclusive, in said Muno’s Subdivision to the north line of the parcel of land bearing Permanent Index Number 10-25-428-010; thence south along the west line of the parcel of land bearing Permanent Index Number 10-25-428-010 to the south line of Lot 4 in the resubdivision of Lots 8, 9 and 10 in Lake View Park in Section 25; thence west along said south line of Lot 4 in said resubdivision to the southerly extension of the centerline of Campbell Avenue; thence north along said
southerly extension of the centerline of Campbell Avenue and the centerline thereof to the intersection of said centerline with a point of curvature (non-tangent) on said centerline; thence southeasterly along the arc of a curve concave to the northeast to the intersection of said curve with the east line of the parcel of land bearing Permanent Index Number 10-25-428-100; thence northeasterly and northwesterly along the arc of a curve concave to the northwest to a point of reverse curvature on the westerly line of the parcel of land bearing Permanent 10-25-428-095; thence northwesterly along the arc of curve concave to the northeast to a point of tangency on the east line of Campbell Avenue; thence north along said east line of Campbell Avenue to the easterly extension of the south line of the 16 foot wide alley north of Sherwin Avenue; thence west along said easterly extension of the south line of the 16 foot wide alley north of Sherwin Avenue and the south line thereof to the west line of Rockwell Street; thence north along said west line of Rockwell Street to the north line of Jarvis Avenue; thence west along said north line of Jarvis Avenue to the west line of Washtenaw Avenue; thence south along said west line of Washtenaw Avenue to the south line of Jarlath Street; thence east along said south line of Jarlath Street to the west line of Rockwell Street; thence south along said west line of Rockwell Street to the north line of the 16 foot wide alley south of Jarlath Street; thence west along said north line of the 16 foot wide alley south of Jarlath Street and the westerly extension thereof to the intersection of the west line of Washtenaw Avenue with the north line of the 16 foot wide alley south of Jarlath Street; thence west along the north line of the 16 foot wide alley south of Jarlath Street to the east line of California Avenue; thence westerly along a straight line to the intersection of the west line of California Avenue with the north line of the 16 foot wide alley south of Jarlath Street; thence west along said north line of the 16 foot wide alley south of Jarlath Street to the east line of the parcel of land bearing Permanent Index Number 10-25-328-008; thence south along said east line of the parcel of land bearing Permanent Index Number 10-25-328-008 to the north line of Touhy Avenue; thence west along said north line of Touhy Avenue to the northerly extension of the east line of the parcel of land bearing Permanent Index Number 10-36-100-015; thence south along said northerly extension of the east line of the parcel of land bearing Permanent Index Number 10-36-100-015 and the east line thereof to the north line of the parcel of land bearing Permanent Index Number 10-36-100-016; thence east along said north line of the parcel of land bearing Permanent Index Number 10-36-100-016 to the easterly line thereof; thence south along said easterly line of the parcel of land bearing Permanent Index Number 10-36-100-016 to a point of curvature on said easterly line; thence southwesterly along the arc of a curve concave to the southeast to a point of non-tangency on the south line of the parcel of land bearing Permanent Index Number 10-36-100-016; thence west along said south line of the parcel of land bearing Permanent Index Number 10-36-100-016 to the west line of the parcel of land bearing Permanent Index Number 10-36-100-017; thence south along said west line of the parcel of land bearing Permanent Index Number 10-36-100-017 to the south line thereof;
thence east along said south line of the parcel of land bearing Permanent Index Number 10-36-100-017 to the east line of the parcel of land bearing Permanent Index Number 10-36-100-018; thence south along said east line of the parcel of land bearing Permanent Index Number 10-36-100-018 to the south line thereof; thence west along said south line of the parcel of land bearing Permanent Index Number 10-36-100-018 to the east line of the vacated portion of Albany Avenue; thence south along said east line of the vacated portion of Albany Avenue to the north line of Pratt Avenue; thence west along said north line of Pratt Avenue to the west line of the parcel of land bearing Permanent Index Number 10-36-109-003; thence south along said west line of the parcel of land bearing Permanent Index Number 10-36-109-003 to the south line thereof; thence east along said south line of the parcel of land bearing Permanent Index Number 10-36-109-003 to the east line of the parcel of land bearing Permanent Index Number 10-36-300-002; thence south along said east line of the parcel of land bearing Permanent Index Number 10-36-300-002 to the south line of Pratt Avenue; thence east along said south line of Pratt Avenue to the west line of Whipple Street; thence south along said west line of Whipple Street to the north line of Lot 12 in Salinger and Hubbard’s Second Addition to Rogers Park in Section 36 thence west along said north line of Lot 12 in said Salinger and Hubbard’s Second Addition to Rogers Park and the westerly extension thereof to the east line of the parcel of land bearing Permanent Index Number 10-36-300-002; thence southerly along said east line of the parcel of land bearing Permanent Index Number 10-36-300-002 to the south line thereof; thence west along said south line of the parcel of land bearing Permanent Index Number 10-36-300-002 to the east line of the parcel of land bearing Permanent Index Number 10-36-300-015; thence west along the north line of the parcel of land bearing Permanent Index Number 10-36-300-015ND and the westerly extension thereof to the centerline of Kedzie Avenue; thence south along said centerline of Kedzie Avenue to the point of beginning hereinbefore described, all in the City of Chicago, Cook County, Illinois.

Exhibit "B".
(To Ordinance)

Street Boundary Description Of The Area.

The Area is bounded approximately by the west side of Sacramento Avenue, from Touhy Avenue on the north to North Shore Avenue on the south; Touhy Avenue, from Albany Avenue on the west to Western Avenue on the east; Western Avenue, from Birchwood Avenue on the north to Arthur Avenue on the south, including the area bounded by Pratt Avenue on the north. Arthur Avenue on the south, Ridge Boulevard and Seeley Avenue on the east and Western Avenue on the west.
Exhibit "C".
(To Ordinance)

Project Boundary.