

VILLAGE OF MAPLE PARK

ORDINANCE NO. 2019-23

**AN ORDINANCE AMENDING TITLE 12, CHAPTER 17 OF THE MAPLE PARK
VILLAGE CODE TO EXTEND SUSPENSION OF CERTAIN DEVELOPMENT
CONTRIBUTIONS UNTIL APRIL 30, 2020 AND TO PROVIDE NEW PROVISIONS
FOR SUCH CONTRIBUTIONS AFTER MAY 1, 2020**

**ADOPTED BY
THE BOARD OF TRUSTEES
OF THE
VILLAGE OF MAPLE PARK**

**Published in pamphlet form by authority of the Board of Trustees of the Village of Maple
Park, Kane and DeKalb Counties, Illinois, this 3rd day of December, 2019.**

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AN ORDINANCE AMENDING TITLE 12, CHAPTER 17 OF THE MAPLE PARK VILLAGE CODE TO EXTEND SUSPENSION OF CERTAIN DEVELOPMENT CONTRIBUTIONS UNTIL APRIL 30, 2020 AND TO PROVIDE NEW PROVISIONS FOR SUCH CONTRIBUTIONS AFTER MAY 1, 2020

WHEREAS, the Village of Maple Park has undertaken a review of existing Development Contribution fees required in the Village; and

WHEREAS, the Village Board passed Ordinance 2019-07 on May 8, 2019, which allowed for the temporary suspension of certain fees associated with the development of real estate within the Village of Maple Park until December 31, 2019; and

WHEREAS, the Village Board believes that a continuation of the temporary suspension of the fees until April 30, 2020, is appropriate and in the best interest of the citizens of the Village of Maple Park; and

WHEREAS, the Village Board believes that it is in the best interest of the citizens of the Village of Maple Park to reinstate certain Development Contribution fees effective May 1, 2020, subject to subsequent annual increases as reflected in this Ordinance.

BE IT THEREFORE HEREBY ORDAINED by the President and Board of Trustees of the Village of Maple Park, Illinois, as follows:

SECTION ONE: That the following Development Contributions suspended until December 31, 2019, pursuant to Ordinance 2019-07 shall remain suspended until April 30, 2020:

- 1) 12-17-3: DEVELOPMENT CONTRIBUTIONS TO LIBRARY DISTRICT**
- 2) 12-17-4: DEVELOPMENT CONTRIBUTIONS TO FIRE PROTECTION DISTRICT**
- 3) 12-17-5: DEVELOPMENT CONTRIBUTIONS TO VILLAGE** for Roads, Police, Facilities, and Community Development
- 4) 12-6-1: CASH CONTRIBUTIONS FOR PARK LAND ACQUISITION**

SECTION TWO: That Section 12-17-3 of the Maple Park Village Code shall be deleted in its entirety and replaced with the following:

12-17-3: DEVELOPMENT CONTRIBUTIONS TO LIBRARY DISTRICT:

- A. Policy: It is stated policy of the Village of Maple Park to exact Library District transition fees from owners and developers of residential developments to be annexed to the Village.
- B. Criteria For Requiring Development Fees: All agreements for the annexation of lands to be developed for residential uses shall contain terms by which the entity seeking annexation shall agree to be bound by and comply with the terms of this section relating to the calculation, payment and collection of Maple Park Public Library District transition fees.

Beginning May 1, 2020, such Development Contribution for the Library District shall be re-established as a base year fee of One thousand eight and 67/100 dollars (\$1,008.67) per residential dwelling unit. This base year fee shall be increased at a simple rate of 2.5 percent every May 1 thereafter.

- C. Payment Of Fee: Any fee payable under this section shall be paid by the owner, developer or subdivider to the Village subsequent to final plat approval but prior to the Village President affixing his signature thereto.
- D. Transfer Of Fees: The fees collected under this section shall be transferred to the Maple Park Public Library District within forty five (45) days of the Village Clerk's receipt of same.
- E. Indemnification Agreement: As a condition precedent to the receipt of any funds by the Maple Park Public Library District from this section, said Maple Park Public Library District shall execute and deliver to the Village Clerk an indemnification and hold harmless agreement in a form acceptable to the Village Board.

SECTION THREE: That Section 12-17-4 of the Maple Park Village Code shall be deleted in its entirety and replaced with the following:

12-17-4: DEVELOPMENT CONTRIBUTIONS TO FIRE PROTECTION DISTRICT:

- A. Policy: It is the stated policy of the Village of Maple Park to exact Fire District transition fees from owners and developers of lands to be annexed to the Village.
- B. Criteria For Requiring Development Fee: All agreements for the annexation of lands to be developed for residential, commercial and industrial uses shall contain the terms by which the entity seeking annexation shall agree to be bound by and comply with the terms of this section relating to the calculation, payment and collection of Maple Park and Countryside Fire Protection District transition fees.

Beginning May 1, 2020, such Development Contribution to the Fire Protection District shall be re-established as a base year fee of One thousand eight and 67/100 dollars (\$1,008.67) per residential dwelling unit, or One thousand four hundred twelve and 13/100 dollars (\$1,412.13) per one thousand (1,000) square feet of commercial or industrial space, as may be applicable. This base year fee shall be increased at a simple rate of 2.5 percent every May 1 thereafter.

- C. Payment Of Fee: Any fee payable under this section shall be paid by the owner, developer or sub divider to the Village subsequent to final plat approval but prior to the Village President affixing his signature thereto.
- D. Transfer Of Fees: The fees collected under this section shall be transferred to the Maple Park and Countryside Fire Protection District within forty five (45) days of the Village Clerk's receipt of same.
- E. Indemnification Agreement: As a condition precedent to the receipt of any funds by the Maple Park and Countryside Fire Protection District from this section, said Maple Park and Countryside Fire Protection District shall execute and deliver to the Village Clerk an indemnification and hold harmless agreement in a form acceptable to the Village Board.

SECTION FOUR: That Section 12-17-5 of the Maple Park Village Code shall be deleted in its entirety and replaced with the following, which in accordance with Section One of this Ordinance, shall become **effective on May 1, 2020**:

12-17-5: DEVELOPMENT CONTRIBUTIONS TO VILLAGE:

A. Fees: All of the following contributions to the Village of Maple Park shall be assessed for residential, commercial and industrial uses for the purposes indicated to aid in offsetting the impact upon Village services and facilities resulting from the subdivision and development of land:

1. Roads: One thousand five hundred dollars (\$1,500.00) per unit.

2. Police: One thousand fifty-five and 33/100 dollars (\$1,055.53) per unit.

3. Facility: One thousand six hundred three dollars (\$1,603.00) per unit.

Each of the above fees shall increase by five percent (5%) on May 1, 2022. And an additional five percent (5%) of the base amount on May 1 of each year thereafter.

B. Payment Of Fees: The fees provided for in this section shall be due and payable by the applicant for the building permit at the time of the issuance of the building permit.

SECTION FIVE: That all ordinances or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

SECTION SIX: Except as to the Code amendments set forth above in this Ordinance, all Chapters and Sections of the Maple Park Village Code, as amended, shall remain in full force and effect.

SECTION SEVEN: That each section, paragraph, clause and provision of this Ordinance is separable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, or any part thereof, other than that part affected by such decision.

SECTION EIGHT: This Ordinance shall be in full force and effect after its passage, approval, and publication in pamphlet form as provided by law.

PASSED this 3rd day of December, 2019, pursuant to roll call vote as follows:

AYES: Dries, Fahnestock, Harris, Higgins, Rebone, Ward

NAYS: _____

ABSENT: _____

APPROVED this 3rd day of December, 2019.

(SEAL)

Kathleen Curtis, Village President

ATTEST:

Terri D'Amato, Acting Village Clerk