

Ordinances 2007

07-01

The ordinance for the establishment of an altered speed zone of 35 m.p.h. for a section of Wood Rd. beginning at the city of Carbondale corporate limits and extending southerly to Lake Rd. for a distance of 0.42 miles

07-02

Hotel Tax Ordinance

07-03

An ordinance to extend the term of the Jackson County Enterprise Zone (2010 through 2020)

07-04

An ordinance to Add Territory to the Jackson County Enterprise Zone (Carbondale)

07-05

An ordinance to Add Territory to the Jackson County Enterprise Zone (Murphysboro)

07-06

An ordinance amending the Jackson County Food Service Sanitation Ordinance

07-07

An ordinance amending the Jackson County Private Sewage Disposal System Ordinance

07-08

An ordinance to establish the names of all streets, lanes, roads or highways in the unincorporated area of Jackson County, Illinois

07-09

An ordinance providing for and making an annual tax levy for Jackson County, Illinois for the Year December 1, 2007 through November 30, 2008



AN ORDINANCE FOR THE ESTABLISHMENT

OF AN ALTERED SPEED ZONE

07-02

IT IS HEREBY DECLARED by the Board of Jackson County, Illinois, that the basic statutory vehicular speed limits established by Section 11-604 of the Illinois Vehicle Code are more than that considered reasonable and proper on the highway listed below for which Murphysboro Road District has maintenance responsibility and which is not under the jurisdiction of the Department of Transportation, State of Illinois.

BE IT FURTHER DECLARED that this Board has caused to be made an engineering and traffic investigation upon highway listed below; and,

BE IT FURTHER DECLARED that, by virtue of Section 11-604 of the above Code, this Board determines and declares that reasonable and proper absolute maximum speed limit upon a section of Wood Road (TR 278) as listed below shall be 35 m.p.h.

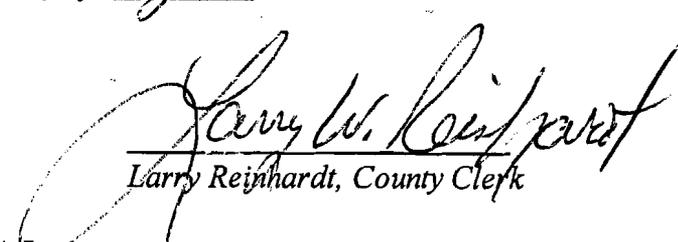
A 35 mile per hour speed limit beginning at City of Carbondale Corporate Limits and extending southerly to Lake Road a distance of 0.42 miles.

BE IT FURTHER DECLARED that signs be erected giving notice thereof in conformance with the standards and specifications contained in the Manual of Uniform Traffic Control Devices.

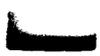
BE IT FURTHER DECLARED that this ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limits.

I, Larry Reinhardt, County Clerk in and for Jackson County, in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect, and complete copy of an ordinance adopted by the Board of Jackson County at its regular meeting held at Murphysboro on August 8, 2007.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County this 8th day of August, 2007.


Larry Reinhardt, County Clerk

SEAL



ORDINANCE 2007 - 2

AN ORDINANCE IMPOSING A COUNTY HOTEL TAX

WHEREAS, Section 5-1030 of the Counties Code (55 ILCS 5/5-1030) authorizes the county board to impose a tax at a rate not to exceed 5% upon all persons engaged in the business of renting, leasing or letting rooms in a hotel which is not located within a city, village, or incorporated town that imposes a tax under Section 8-3-14 of the Illinois Municipal Code (65 ILCS 5/8-3-14); and

WHEREAS, the proceeds from such a tax, less any amount necessary to defray the costs of administering and collecting the tax, shall be expended to promote tourism, conventions, expositions, theatrical, sporting and cultural activities within the county, and to attract nonresident overnight visitors to the county; and

WHEREAS, the county board supports and encourages tourism, conventions, expositions, theater, sporting and cultural activities within Jackson County; and

WHEREAS, the imposition of a hotel tax will help defray the expenses of promoting tourism, conventions, expositions, theater, sports and cultural activities within Jackson County.

NOW THEREFORE the Jackson County Board does hereby ordain the following:

1. For the purpose of this Ordinance, whenever any of the following words, terms or definitions are used herein, they shall have the meaning ascribed to them in this Ordinance.

A. "Hotel" means any building or buildings or structure or structures in which a person may, for a consideration, obtain on a daily basis a room or rooms, living quarters, sleeping or housekeeping accommodations. The term includes but is not limited to inns, motels, tourist homes or courts, lodging houses, rooming houses and bed and breakfast establishments.

B. "Owner" means any person having an ownership interest in, conducting the operation of a hotel or motel room, or receiving the consideration for the rental of such hotel or motel room.

C. "Permanent resident" means any person who occupies any room or rooms, living quarters, sleeping or housekeeping accommodations, regardless of whether or not it is the same room or room, living quarters, sleeping or housekeeping accommodations, in a hotel for at least thirty (30) consecutive days.

D. "Person" means any natural person, trustee, court appointed representative, syndicate, association, partnership, firm, club, company, corporation, business trust, institution, or other political subdivision, contractor, supplier, vendor, vendee, operator, user or owner, or any officers, agents, employees or other representative, acting either for himself or for any other person in any capacity, or any other entity recognized by law as the subject of rights and duties. The masculine, feminine, singular or plural is included in any circumstances.

E. "Rent" means the consideration received for occupancy, valued in money, whether received in money or otherwise, including all receipts, cash, credits and property or

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services of any kind or nature. The term includes gross rental receipts.

2. There is hereby levied and imposed a tax of five percent (5%) of the rent charged for the privilege and use of renting a hotel room, as defined herein, within the County for each twenty-four (24) hour period or any portion thereof for which a daily room charge is made.

3. The proceeds of such renting or leasing received by the hotel from a permanent resident shall be excluded from the tax imposed herein.

4. The ultimate incidence of, and liability for payment of said tax is to be borne by the person who seeks the privilege of occupying the hotel or motel room, said person hereinafter referred to as "renter".

5. The tax herein levied shall be paid in addition to any and all other taxes and charges. It shall be the duty of the owner of every hotel to secure said tax from the renter of the hotel room, and to pay-over to the County Treasurer or any authorized representative of the County said tax under procedures prescribed by the County Treasurer, or as otherwise provided in this Ordinance.

6. Every person required to collect the tax levied by this Ordinance shall secure said tax from the renter at the time he collects the rental payment for the hotel. Upon the invoice receipt or other statement or memorandum of the rent given to the renter at the time of payment, the amount due under the tax provided in this Ordinance shall be stated separately on said document.

7. The County Treasurer, or authorized representative of the County, may enter the premises of any hotel for inspection and examination of records in order to effectuate the proper administration of this Ordinance, and to assure the enforcement of the collection of the tax imposed. It shall be unlawful for any person to prevent, hinder, or interfere with the County Treasurer or authorized representative in the discharge of the duties in the enforcement of this Ordinance. It shall be the duty of every owner to keep accurate and complete books and records to which the County Treasurer or authorized representative shall at all times have full access, which records shall include a daily sheet showing:

a. The number of hotel rooms rented during the twenty-four (24) hour period, including multiple rentals of the same hotel room where such shall occur; and

b. The actual hotel tax receipts collected for the date in question.

c. The failure of an owner to provide full access to the County Treasurer or authorized representative to its books and records memorializing its rental of rooms within the owner's hotel shall be a violation of this Ordinance and shall be punishable by a fine of not less than \$50 and not more than \$500 per incident. The prevention of, hindrance of, obstruction of or the interference with the County Treasurer or authorized representative shall be punishable by a fine of not less than \$50 and not more than \$500 per incident.

8. Commencing on August 1, 2007, the owner or owners of each hotel within the unincorporated areas of Jackson County shall file tax returns showing tax receipts received with respect to each hotel room during each month commencing on August 1, 2007. The return shall be due on or before the last day of each succeeding calendar month, and the return shall indicate for what period the return is to be filed; i.e., return for August tax

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receipts is due on or before the last day of September. Thereafter reporting periods and taxes shall be paid in accordance with the provision of this Ordinance. At the time of filing said tax returns; the owner shall pay to the County Treasurer all taxes due for the period to which the tax return applies.

9. If for any reason any tax is not paid when due, a penalty at the rate of one and one-half percent (1½%) compounded every thirty (30) days or portion thereof, from the date of delinquency, including all fees incurred to collect said tax and/or penalty shall be added and collected.

10. Whenever any person shall fail to pay any tax as herein provided, the State's Attorney shall, upon the request of the county board, bring or cause to be brought an action to enforce the payment of said tax on behalf of the county in any court of competent jurisdiction.

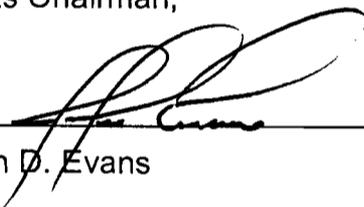
11. All proceeds resulting from the imposition of the tax under this Ordinance, including penalties shall be appropriated as follows:

a. Twenty percent (20%) of the gross tax revenue collected each year shall be appropriated for and directed to the General Fund of Jackson County to defray the costs of administering and processing the imposition, application and collection of the tax.

b. All the rest, residue and remainder of the tax revenue collected each year, shall be paid to the Treasurer of the County of Jackson into a special and restricted fund to be used and applied for the promotion and development of tourism, conventions, expositions, theater, sports and cultural activities within Jackson County, as determined by the Jackson County Board.

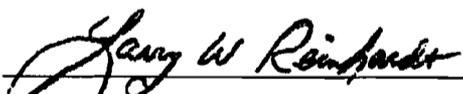
ADOPTED BY THE JACKSON COUNTY BOARD AT IT REGULAR MONTHLY MEETING
THIS 13TH DAY OF June, 2007.

By its Chairman,



John D. Evans

ATTEST:



Larry W. Reinhardt, County Clerk

SEAL

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ORDINANCE NO. 07-03

AN ORDINANCE TO EXTEND THE TERM OF
THE JACKSON COUNTY ENTERPRISE ZONE
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County-Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Economic Opportunity, effective March 1, 1990; and

WHEREAS, it is proposed that the term of the Enterprise Zone be extended for an additional ten-year period, subject to approval by the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended as follows:

The original date for the Jackson County-Carbondale-Murphysboro Enterprise Zone shall be extended such that the existing range of tax incentives and inducements for qualifying economic development projects located within the Jackson County-Carbondale-Murphysboro Enterprise shall be in effect for 30 (rather than 20) calendar years through February 28, 2020, subject to concurrence and certification by the Illinois Department of Commerce and Economic Opportunity.

SECTION 2. The JACKSON COUNTY BOARD hereby further authorizes and directs the Jackson County Clerk to abate that portion of its taxes on real property within the enterprise zone that has received certification of eligibility from the Jackson County-Carbondale-Murphysboro Zone Administrator and which has been improved after the designation of the enterprise zone.

SECTION 3. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 4. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 5. That it is the intention of the Jackson County Board that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 6. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of the Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 7. That this Ordinance shall be known as Ordinance No. 07-03 of the Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Economic Opportunity has approved the application for amendment to the Enterprise Zone in the Jackson County, Illinois.

PASSED this 12 day of Sept., 2007.

APPROVED this 12 day of Sept, 2007.

JACKSON COUNTY BOARD


COUNTY BOARD CHAIRMAN

ATTESTED:


COUNTY CLERK

ORDINANCE NO. 07-04

AN ORDINANCE TO ADD TERRITORY
TO THE JACKSON COUNTY ENTERPRISE ZONE
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Economic Opportunity, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-35 and B-35 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

SECTION 6. That this Ordinance shall be known as Ordinance No. _____ of Jackson County, Illinois, and shall be in full force and effect from and after its passage, approval, and recording, and after the Illinois Department of Commerce and Economic Opportunity has approved the application for amendment to the Enterprise Zone in the Jackson County, Illinois.

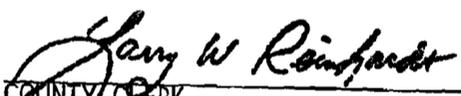
PASSED this 12 day of Sept, 2007.

APPROVED this 12 day of Sept, 2007.

JACKSON COUNTY BOARD


COUNTY BOARD CHAIRMAN

ATTESTED:


COUNTY CLERK

PROPOSED ENTERPRISE ZONE ANNEXATION

RENDELMAN PROPERTY AREA

GENERAL DESCRIPTION

Part of Northeast Quarter and part of the Southeast Quarter of Section 15, and part of the Northwest Quarter and part of the Southwest Quarter of Section 14 all in Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

DETAILED DESCRIPTION

Beginning at the intersection of the west line of Gladys Drive and the northwest lines of Lots 5, 6, 7, and 8 in Rendleman Development subdivision, as shown by the recorded plat thereof in Plat Cabinet 1 in Slot 14A in the Recorder's Office of Jackson County, Illinois, said intersection point being the northeast corner of Lot 7 in said Rendleman Development subdivision;

thence southwesterly along said northwest lines of Lots 7 and 8 and their southwesterly extension to the intersection with the East line of the Southwest Quarter of Section 15, Township 9 South, Range 1 West of the Third Principal Meridian;

thence northerly along said East line to the northeast corner of the Southwest Quarter of said Section 15;

thence continuing northerly along the West line of the West Half of the Northeast Quarter of said Section 15 to the North line of the South 30 acres of said West Half;

thence easterly along the North line of said South 30 acres to the West line of the Southeast Quarter of the Northeast Quarter of said Section 15;

thence northerly along said West line of the Southeast Quarter of the Northeast Quarter of said Section 15 to the Northwest corner thereof;

thence easterly along the South line of the Northeast Quarter of the Northeast Quarter of said Section 15 to a point lying 200 feet easterly of the Southwest corner thereof;

thence northerly along a line lying 200 feet easterly of and parallel with the West line of said Northeast Quarter of the Northeast Quarter of Section 15 to the thread of Piles Fork Creek;

thence easterly along the thread of Piles Fork Creek to the intersection with the East line of the Northeast Quarter of the Northeast Quarter of said Section 15;

thence continuing easterly and northerly along the thread of Piles Fork Creek to the intersection with the North line of the Northwest Quarter of Section 14, Township 9 South, Range 1 West of the Third Principal Meridian;

thence easterly along said North line of the Northwest Quarter of Section 14 to the northeast corner thereof;

thence southerly along the East line of the Northwest Quarter of said Section 14 to the northerly right of way line of F.A. Route 14 (East Main Street);

thence southwesterly along said northerly right of way line of F.A. Route 14 (East Main Street) to the easternmost corner of Lot 1 in University Place Third Plat Subdivision as shown by the recorded plat thereof in Plat Cabinet 2, Jacket 25B in the Recorder's Office of Jackson County, Illinois;

thence northwesterly along the northeasterly line of said Lot 1, 1160.49 feet to the northernmost corner thereof;

thence southwesterly along the northwesterly line of said Lot 1, 995.00 feet to the westernmost corner thereof;

thence southeasterly along the southwesterly line of said Lot 1, 351.67 feet;

thence southwesterly with a deflection angle of 90 degrees 06 minutes 54 seconds 2307.57 feet to a point in the West line of the Southeast Quarter of the Southeast Quarter of Section 15, Township 9 South, Range 1 West of the Third Principal Meridian that lies 967.99 feet, more or less, northerly of the southwest corner thereof, said West line also being the East line of Lot 2 in Rendleman Development II Subdivision as shown by the recorded plat thereof in Plat Cabinet 2, Slot 58 in the Recorder's Office of Jackson County, Illinois;

thence northerly along the East line of said Lot 2 to the northeast corner thereof;

thence continuing northerly along the northerly projection of the East line of said Lot 2 on a bearing of North 00 degrees 01 minutes 40 seconds West 39.48 feet;

thence westerly on a bearing of North 85 degrees 28 minutes 34 seconds West 622.31 feet;

thence westerly on a bearing of South 82 degrees 45 minutes 44 seconds West 149.36 feet;

thence southwesterly on a bearing of South 57 degrees 18 minutes 12 seconds West 23.81 feet;

thence southerly on a bearing of South 21 degrees 36 minutes 49 seconds 22.41 feet;

thence southerly on a bearing of South 01 degrees 07 minutes 31 seconds East 36.65 feet to the North line of said Lot 2 in Rendleman Development II Subdivision;

thence westerly along the North line of said Lot 2 and its westerly projection 73.87 feet to the northeast corner of Lot 1 in said Rendleman Development II Subdivision and the West line of Gladys Drive;

thence southerly along the said West line of Gladys Drive to the point of beginning.

Total area = 14,237,110 square feet or 326.84 acres, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

MEMORIAL HOSPITAL BLOCK

All that part of the City of Carbondale, Jackson County, Illinois bounded by the northerly right of way line of West Main Street, the easterly right of way line of Poplar Street, the southerly right of way line of Oak Street and the westerly right of way line of University Avenue, EXCEPT that part previously annexed to the Enterprise Zone by Carbondale City Ordinances 2006-21 and 94-57.

Total area = 555,986 square feet or 12.76 acres, more or less, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

BLEYER FIELD AREA

GENERAL DESCRIPTION

Part of the East Half of the Northeast Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

3 FOOT WIDE STRIP CONNECTING THIS PROPOSAL TO THE EXISTING ENTERPRISE ZONE

A continuous 3 foot wide strip lying within the public rights of way and adjacent to the right of way lines described as follows:

Beginning at a point lying 163 feet South of the westerly extension of the South right of way line of West Main Street and the West right of way line of Oakland Avenue, thence northerly adjacent to said right of way line of Oakland Avenue and its extensions to its intersection with the South line of Lot 24 in Patten's Subdivision, being a subdivision of Outlot 101, 102 and the South ten feet of Outlot 97, all in the City of Carbondale, Illinois.

GENERAL DESCRIPTION

Part of the East Half of the Northeast Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

DETAILED DESCRIPTION

Lots 1, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36 in Patten's Subdivision, being a subdivision of Outlot 101, 102 and the South ten feet of Outlot 97, all in the City of Carbondale, Illinois. Except the East 2 feet of said Lot 1. Also except a strip of land 13.05 feet wd. to 15.90 feet wd. off the North side of said Lots 14, 13, 12, 11 and 10.

ALSO:

Lots 22, 23 and 24 in Patten's Subdivision, being a subdivision of Outlot 101, 102 and the South ten feet of Outlot 97, all in the City of Carbondale, Illinois.

ALSO:

A portion of the vacated streets and alley that lie within Patten's Subdivision.

Also:

All of Outlot 99, except 358 feet parallel in width off the West side thereof, in the City of Carbondale, Jackson County, Illinois.

Also:

All of Outlot 100 except beginning at the northeast corner of Outlot 100 and running thence south along the East line thereof for a distance of 105 feet; thence West parallel with to the North line thereof a distance of 125 feet; thence North parallel to the East line thereof, a distance of 105 feet; thence East along the North line thereof, a distance of 125 feet to the point of beginning, all situated in the City of Carbondale, Illinois. Also except the North 20 feet of said Outlot except the East 125 feet thereof.

All being more particularly described as follows:

Beginning at the southeast corner of Lot 36 in Patten's Subdivision, being a subdivision of Outlots 101 and 102 and the South 10 feet of Outlot 97 in the City of Carbondale, Jackson County, Illinois, as shown by the recorded plat thereof in Book 6 of Plats on Page 40 in the Recorder's Office of Jackson County Illinois; thence South 88 degrees 34 minutes 46 seconds West along the South line of Patten's Subdivision, a distance of 500.00 feet to the southwest corner of 20 foot wide alley vacated by City Ordinance No. 1077; said point being located on the West line of Outlot 101 in the City of Carbondale; thence South 00 degrees 43 minutes 58 seconds East, a distance of 26.19 feet to the southwest corner of said Outlot 101; thence South 88 degrees 51 minutes 33 seconds West, along the South line of Outlot 101 and 99 in the City of Carbondale, a distance of 315.79 feet to a point that lies

358 feet distant easterly of the southwest corner of said Outlot 99; thence North 00 degrees 46 minutes 23 seconds West, along a line 358 feet easterly of and parallel with the West line of said Outlot 99, a distance of 661.99 feet to a point that lies 20 feet distant southerly of the North line of said Outlot 99; thence North 88 degrees 34 minutes 46 seconds East along a line 20 feet southerly of and parallel with the North line of said Outlot 99, a distance of 191.28 feet to a point that lies 125.00 feet West of the East line of said Outlot 100; thence South 00 degrees 43 minutes 58 seconds East, along a line parallel with the East line of said Outlot 100, a distance of 85.00 feet to a point; thence North 88 degrees 34 minutes 46 seconds East, along a line parallel with the North line of said Outlot 100, a distance of 145.00 feet to the northeast corner of a 20 foot wide alley vacated by City Ordinance No. 1077, said point being located in the West line of Lot 1 of aforesaid Patten's Subdivision; thence North 00 degrees 43 minutes 58 seconds West, a distance of 65.00 feet to the northwest corner of said Lot 1; thence North 88 degrees 34 minutes 46 seconds East, along the North line of said Lot 1 and the South line of Linden Street, a distance of 78.00 feet to a point that lies 2 feet distant westerly of the northeast corner of said Lot 1; thence South 00 degrees 43 minutes 58 seconds East, along a line parallel with the East line of said Lot 1, a distance of 118.05 feet to a point; thence North 88 degrees 34 minutes 46 seconds East, a distance of 402.00 feet to a point that lies 15.90 feet southerly of the northeast corner of Lot 10 of said Patten's Subdivision; thence South 00 degrees 43 minutes 58 seconds East, a distance of 129.10 feet to the northeast corner of Lot 21 in said Patten's Subdivision; thence North 88 degrees 34 minutes 46 seconds East, a distance of 150.00 feet to the northeast corner of Lot 22 in said Patten's Subdivision, said point being located in the westerly right of way line of Oakland Avenue; thence South 00 degrees 43 minutes 58 seconds East, along Oakland Avenue, a distance of 220.00 feet to the center of Buena Vista Street, as vacated by City Ordinance 867 and 1305; thence South 88 degrees 34 minutes 46 seconds West along the centerline of said Buena Vista Street, a distance of 150.00 feet to a point; thence South 00 degrees 43 minutes 58 seconds East, a distance of 147.00 feet to the point of beginning.

ALSO:

The South 85 feet of the North 105 feet of the East 125 feet of Outlot 100 in the City of Carbondale, Jackson County, Illinois.

ALSO:

That portion of a 20 foot wide alley lying West of and adjacent to the North 65 feet of Lot 1 in said Patten's Subdivision;

ALSO:

That portion of Mitchell Street not vacated and lying easterly of the southerly projection of the East line of Lot 10 and the northerly projection of the East line of Lot 21 in said Patten's Subdivision.

ALSO:

Commencing at the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 20, Township 9 South, Range 1 West of the 3rd P.M., Jackson County, Illinois; thence East along the North line of the said Quarter, Quarter Section, a distance of 566.0 feet to an existing iron pipe and the point of beginning for this description; from said point of beginning, thence continuing Easterly along the North line of the said Quarter, Quarter Section, a distance of 73.4 feet to an existing iron pipe set in concrete; thence Southerly with a deflection angle of $89^{\circ}10'$, a distance of 118.82 feet to a point in the Northerly right-of-way line of State Bond Issue Route 13 (West Main Street); thence Westerly with a deflection angle of $99^{\circ}19'30''$, (turned to chord) along the Northerly right-of-way line of S.B.I. Route 13 and along a curve to the right in said right-of-way, said curve having a radius of 2564.51 feet, a distance of 89.2 feet (measured along chord) to a point; thence Northerly with a deflection angle of $88^{\circ}35'$ (turned from chord), a distance of 106.40 feet to the point of beginning and containing 0.208 acres more or less, EXCEPT the portion thereof conveyed to the People of the State of Illinois by Trustee's Deed dated March 8, 1990, recorded May 31, 1990 in Book 748 at page 756 in the Office of the Recorder of Jackson County, Illinois. Also a 35 foot wide strip immediately east of and adjacent to the above described tract lying northerly of the northerly right of way line of State Bond Issue Route 13 (West Main Street) and southerly of the northerly line of said Southeast Quarter of the Northeast Quarter of Section 20.

ALSO:

Beginning at an existing iron pipe situated in the North line of the said Southeast Quarter of the Northeast Quarter of Section 20, and located a recorded distance of 434.4 feet East of the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 20 aforesaid; from said point, thence Easterly along the North line of the said Southeast Quarter of the Northeast Quarter of Section 20, a distance of 131.6 feet to a point; thence Southerly with a deflection angle of $97^{\circ} 04' 30''$, a distance of 106.4 feet to a point in the Northerly right-of-way line of State Bond Issue Route 13; thence Northwesterly with a deflection angle of $94^{\circ} 08' 30''$ (turned to chord) along a curve to the right in said right-of-way, said curve having a radius of 2644.51 feet, a distance of 161.00 feet (measured along chord) to a point; thence Northeasterly with a deflection angle of $106^{\circ} 46'$ (turned from chord projected), a distance of 84.1 feet to the point of beginning and containing 0.32 acres more or less. EXCEPT that part taken by Eminent Domain Proceedings, Case #90-ED-1 filed by State of Illinois in the Circuit Court of Jackson County, Illinois.

ALSO:

Commencing at the Northwest corner of the Southeast Quarter of the Northeast Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian in the City of Carbondale, Jackson County, Illinois; thence East along the North line of the said Quarter, Quarter Section, a distance of 339.4 feet to an existing iron pipe and the point of beginning for this description; from said point of beginning, thence continuing Easterly along the North line of said Quarter, Quarter Section, a distance of 95.0 feet to an existing

iron pipe; thence Southerly with a deflection angle of $117^{\circ}-59'$, a distance of 84.3 feet to a cross cut on concrete in the Northerly right-of-way line of State Bond Issue Route 13 (West Main Street); thence Westerly along said Northerly right-of-way line and along a curve to the right in said right-of-way, said curve having a radius of 2564.51 feet, a distance of 56.1 feet to an existing cross cut on concrete; thence Northerly along a line which intersects the North line of said Quarter, Quarter Section at the point of beginning with an intersection angle turned from East to South of $89^{\circ}-10'$ a distance of 60.82 feet to the point of beginning, EXCEPT the West 20 feet thereof.

Total area = 550,118 square feet or 12.63 acres, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

MURDALE CENTER AREA

GENERAL DESCRIPTION

Part of the Northwest Quarter of the Northwest Quarter and part of the Northeast Quarter of the Northwest Quarter and part of the Northwest Quarter of the Northeast Quarter all in Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

DETAILED DESCRIPTION

All that part of Northwest Quarter of the Northwest Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois lying south of the South right of way line of F.A. #14 (State Route 13) AND EXCEPTING therefrom any part of the said Northwest Quarter of the Northwest Quarter that lies within Woodriver Subdivision.

ALSO:

Lots 23 and 24 in Woodriver Subdivision, a subdivision of part of the Northwest Quarter of the Northwest Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, in the City of Carbondale, County of Jackson and State of Illinois, as shown by the recorded plat thereof in Book 9 of Plats at Page 21 in the Recorder's Office of Jackson County, Illinois.

ALSO:

All that part of a 20 foot wide platted pedestrian walkway that lies northeasterly of a line connecting the northwest corner of Lot 17 and the easternmost corner of Lot 16 in said Woodriver Subdivision.

ALSO:

Beginning at the southeast corner of Lot 24 in Woodriver Subdivision, a subdivision of part

of the Northwest Quarter of the Northwest Quarter of Section 20, Township 9 South, Range 1 West of the Third Principal Meridian, in the City of Carbondale, County of Jackson and State of Illinois, as shown by the recorded plat thereof in Book 9 of Plats at Page 21 in the Recorder's Office of Jackson County, Illinois, thence northerly along the easterly line of said Lot 24 a distance of 378.00 feet;

thence northwesterly with a deflection angle to the left of 45 degrees 38 minutes continuing along the easterly line of said Lot 24 a distance of 297.15 feet;

thence northerly with a deflection angle to the right of 69 degrees 01 minutes continuing along the easterly line of said Lot 24 a distance of 85.00 feet;

thence southeasterly along a line to the intersection of the southerly right of way line of F.A. #14 (State Route 13) and the west line of Lot 53 in Block D of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois;

thence southerly along the west lines of Lot 53 in Block D and Lot 53 in Block F to southwest corner of said Lot 53 in Block F in said Park Place Addition;

thence westerly along a line to the point of beginning.

ALSO:

Lots 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52 and 53 in Block B of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

Lots 32, 33, 34, 35 and 36 in Block B EXCEPT the north 200 feet thereof in Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

Lots 10, 11 and 12 and the south 100 feet of Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and the south 100 feet of the east half of Lot 25 all in Block B of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52 and 53 in Block D of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 in Block D of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois, EXCEPT that part thereof lying southerly of the northerly right of way line of F.A. Rt. 14 (West Main Street).

ALSO:

Lot 33 EXCEPT 16 2/3 feet off the east side of said Lot 33, Lots 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 and 45, in Block C of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

Lots 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51, in Block E of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois, EXCEPT that part thereof lying southerly of the northerly right of way line of F.A. Rt. 14 (West Main Street).

ALSO:

Lots 1 and 2 in Block F of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois, EXCEPT that part thereof lying southerly of the southerly right of way line of F.A. Rt. 14 (West Main Street).

ALSO:

Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52 and 53 in Block F of Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

ALSO:

All that part of Linden Street right of way, whether vacated or not, in Park Place Addition to the City of Carbondale, Illinois lying between Blocks D and F therein and westerly of the East lines of Lots 13 in said Blocks D and F, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois;

ALSO:

All that part of Linden Street right of way, whether vacated or not, in Park Place Addition to the City of Carbondale, Illinois lying easterly of the northerly right of way line of F.A. Rt. 14 (West Main Street) and westerly of the southerly projection of the west line of the East 16 2/3 feet of Lot 33 in Block C in Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office

of Jackson County, Illinois.

ALSO:

All that part of Iris Avenue right of way, whether vacated or not, in Park Place Addition to the City of Carbondale, Illinois lying northerly of the northerly right of way line of F.A. Rt. 14 (West Main Street) and southerly of the westerly projection of the South line of Block A in Park Place Addition to the City of Carbondale, Illinois, as shown by the recorded plat thereof in Book 5 of Plats at Page 17 in the Recorder's Office of Jackson County, Illinois.

Total area = 2,316,823 square feet or 53.19 acres, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

NEW ERA ROAD AREA

GENERAL DESCRIPTION

Part of the East Half of the Southeast Quarter of Section 18 and part of the West Half of the of the Southwest Quarter of Section 17 and part of the Northeast Quarter of the Northeast Quarter of Section 19, all in Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

Commencing at the northwest corner of Lot 4 in Hale Addition, being a subdivision located in the Northeast Quarter of the Southeast Quarter of Section 18, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois, as shown by the recorded plat thereof filed in Plat Cabinet 2 at Slot 27 in the Recorder's Office of Jackson County, Illinois, thence easterly along the North line of Lots 4 and 3 in said Hale Addition to the northeast corner of said Lot 3;

thence southerly along the east line of said Lot 3 to the northwest corner of Lot 2 in said Hale Addition;

thence easterly along the north lines of Lots 2 and 1 and their easterly projection to the easterly right of way line of New Era Road;

northerly along said easterly right of way line of New Era Road to a point that lies 446.13 feet northerly of the South line of the Northwest Quarter of the Southwest Quarter of Section 17, Township 9 South, Range 1 West of the 3rd P.M., Jackson County, Illinois;

thence westerly along the right of way line of New Road parallel with and 446.13 feet distant northerly of the south line of the Northwest Quarter of the Southwest Quarter of said Section 17 a distance of 5 feet;

thence northerly along said right of way line of New Road 48.84 feet to a point that lies 495

feet northerly of the south line of said Northwest Quarter of the Southwest Quarter of Section 17;

thence easterly along a line that lies 495 feet northerly of and parallel with the South line of the Northwest Quarter of the Southwest Quarter of said Section 17 to a point that lies 37 feet, more or less, westerly from and perpendicular to the centerline of Little Crab Creek;

thence southerly along a line to a point in the south line of the Northwest Quarter of the Southwest Quarter of said Section 17 that lies 37 feet, more or less, westerly from and perpendicular to the centerline of Little Crab Creek;

thence southerly along a line to the northeast corner of Lot 3 in New Era Plaza 2nd Plat Subdivision, as shown by the recorded plat thereof in Plat Cabinet 1 at Page 75 in the Recorder's Office of Jackson County, Illinois;

thence southerly along the East line of said Lot 3 to the southeast corner thereof;

thence southerly along a line to the northeast corner of Lot 3 in New Era Plaza Subdivision, as shown by the recorded plat thereof in Book 12 of Plats at Page 58a in the Recorder's Office of Jackson County, Illinois;

thence northwesterly along the northerly line of Lot 3 in said New Era Plaza Subdivision to the northernmost corner thereof;

thence southwesterly along the northwesterly line of Lot 3 in said New Era Plaza Subdivision to the westernmost corner thereof and the northeasterly right of way line of S.B.I. Rt. 13 (West Main Street);

thence northwesterly along the southwesterly line of Lot 2 in said New Era Plaza Subdivision and the northeasterly right of way line of S.B.I. Rt. 13 (West Main Street) to the southernmost corner of Lot 1 in said New Era Plaza Subdivision;

thence northwesterly along the southwesterly line of said Lot 1 with a deflection angle of 22 degrees 35 minutes 32 seconds 294.56 feet to the southwest corner of said Lot 1;

thence northwesterly along a line to the southeast corner of the following described parcel:

Commencing at the Northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 18; thence South along the East line of said Southeast Quarter for a distance of 1904.33 feet, thence Westerly along a line having a deflection angle of 85°43' to the right for a distance of 60.17 feet to the point of beginning of this description; thence continuing Westerly along the freeway right of way line for a distance of 153.43 feet; thence

Northerly along a line having a deflection angle of $94^{\circ}17'$ to the right for a distance of 152.78 feet; thence Easterly along a line having a deflection angle of $90^{\circ}00'$ to the right for a distance of 158.77 feet; thence Southerly along the West right of way line of Township Road #306 having a deflection angle of $93^{\circ}17'$ to the right for a distance of 100.79 feet; thence Southerly along the Freeway right of way line having a deflection angle of $3^{\circ}17'$ to the left for a distance of 40.70 to the point of beginning.

from said southeast corner of the above described parcel thence southwesterly along a line to the intersection of the southwesterly right of way line of F.A. Route 14 (West Main Street) with the northwesterly right of way line of Old State Bond Issue Rt. 13 (Murphysboro Road);

thence southwesterly along said right of way line of Old State Bond Issue Rt. 13 (Murphysboro Road), being the arc of a circular curve to the right, 397.44 feet;

thence south along a line parallel with the West line of the Southeast Quarter of the Southeast Quarter of Section 18 a distance of 37.75 feet;

thence south along a line to a point in the South right of way line of Old State Bond Issue Rt. 13 (Murphysboro Road) that lies 569.8 feet distant westerly from the East line and 30 feet distant southerly from the North line of the Northeast Quarter of the Northeast Quarter of Section 19, Township 9 South, Range 1 West of the Third P.M.;

thence South 225 feet;

thence West 387.2 feet;

thence North 75 feet;

thence West 120 feet;

thence North 150 feet;

thence North along the back tangent projected to the North right of way line of Old State Bond Issue Rt. 13 (Murphysboro Road);

thence West along the North right of way line of Old State Bond Issue Rt. 13 (Murphysboro Road) to the West line of the Southeast Quarter of the Southeast Quarter of Section 18, Township 9 South, Range 1 West of the Third P.M.;

thence North along the West line of said Southeast Quarter of the Southeast Quarter of Section 18 to the southwest corner of the Northeast Quarter of the Southeast Quarter of

said Section 18;

thence North along the West line of the said Northeast Quarter of the Southeast Quarter of said Section 18 to a point in the southwesterly right of way line of F.A. Rt. 14 (West Main Street);

thence easterly to the southwest corner of Lot 4 in aforesaid Hale Addition;

thence northerly along the West line of said Lot 4 in Hale Addition to the point of beginning.

Total area = 3,215,828 square feet or 73.83 acres, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

STRIEGEL ROAD AREA

3 FOOT WIDE STRIP CONNECTING THIS PROPOSAL TO THE EXISTING ENTERPRISE ZONE

A continuous 3 foot wide strip lying within the public rights of way and adjacent to the right of way lines described as follows:

Beginning at the southwest corner of Lot 4 in Hale Addition, being a subdivision located in the Northeast Quarter of the Southeast Quarter of Section 18, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois, as shown by the recorded plat thereof filed in Plat Cabinet 2 at Slot 27 in the Recorder's Office of Jackson County, Illinois, thence northwesterly adjacent to the easterly right of way line of F.A. Rt. 13 (West Main Street) to its intersection with the northerly right of way line of T.R. 259 (Striegel Road);

thence westerly adjacent to said northerly right of way line of T.R. 259 (Striegel Road) to its intersection with the eastern most corner of Lot 1 in Sun Valley Estates Subdivision, being a subdivision located in the Southeast Quarter of the Northwest Quarter and part of the Southwest Quarter of the Northeast Quarter of Section 18, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois, as shown by the recorded plat thereof filed in Plat Cabinet 2 at Slot 173 in the Recorder's Office of Jackson County, Illinois.

GENERAL DESCRIPTION

Part of the Southeast Quarter of the Northwest Quarter and part of the Southwest Quarter of the Northeast Quarter of Section 18, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois

DETAILED DESCRIPTION

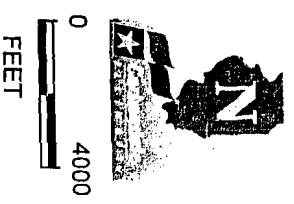
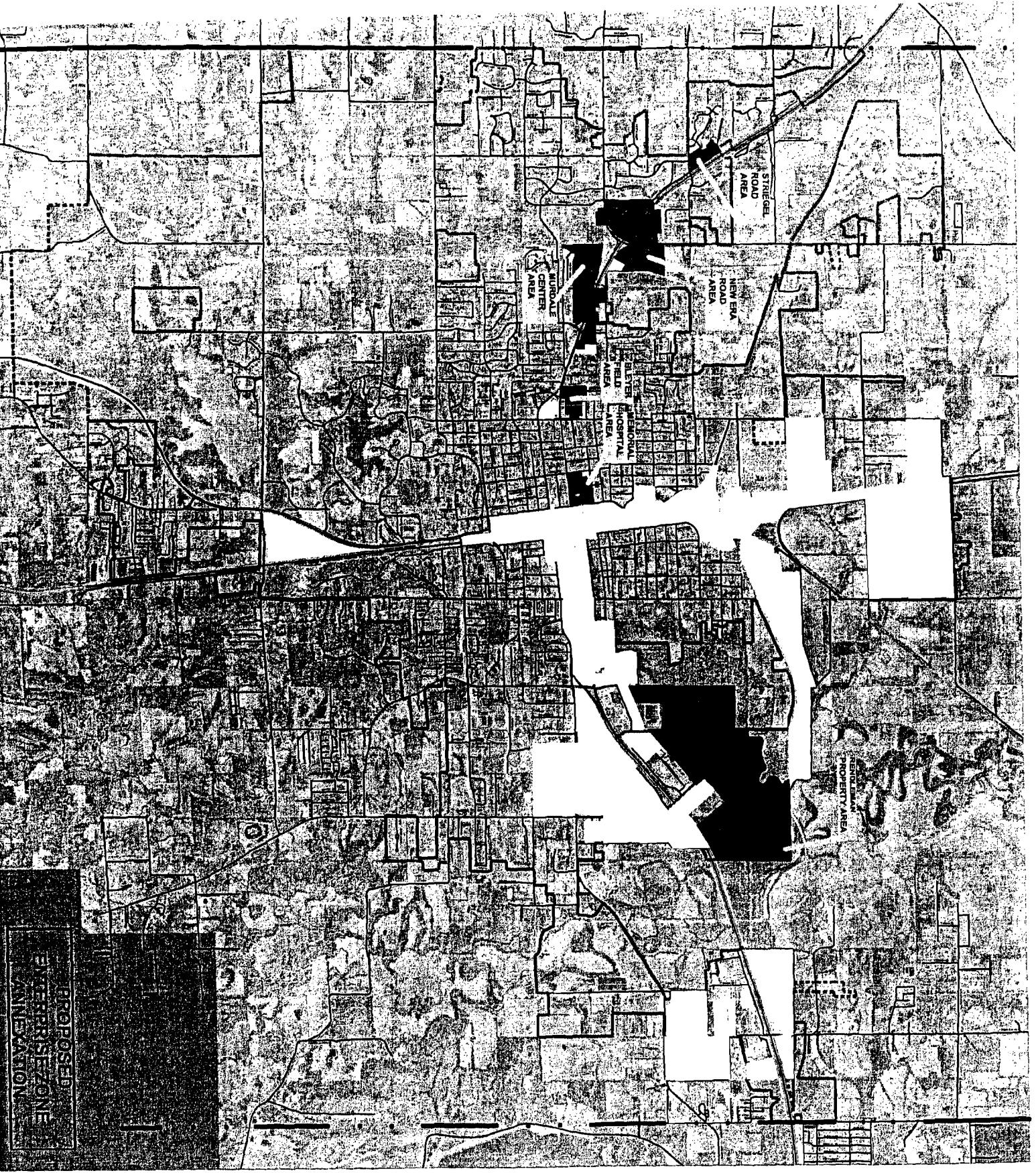
Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and Lots 30, 31, 32, 33, 34, 35, 36 and 37 located in Sun Valley Estates Subdivision, being a subdivision located in the Southeast Quarter of the Northwest Quarter and part of the Southwest Quarter of the Northeast Quarter of Section 18, Township 9 South, Range 1 West of the Third Principal Meridian, Jackson County, Illinois.

Total area = 409,530.5 square feet or 9.40 acres, calculated from information found in the Office of the Public Works Director, City of Carbondale, Illinois.

PROPOSED ENTERPRISE ZONE ANNEXATION

TOTAL AREA = 21,285,395 square feet or 488.645 acres or 0.7635 square miles

EXHIBIT B-35



-  CITY LIMITS
 -  ENTERPRISE ZONE
 -  PROPOSED ADDITIONS
- July 11, 2007

PROPOSED
ENTERPRISE ZONE
ANNEXATION



ORDINANCE NO. 07-05

AN ORDINANCE TO ADD TERRITORY
TO THE JACKSON COUNTY ENTERPRISE ZONE
(JACKSON COUNTY)

WHEREAS, the Jackson County Board established an Enterprise Zone through Ordinance No. 90-2, pursuant to authority granted it by the Illinois Enterprise Zone Act (The "Act"; P.A. 82-1019), as amended, subject to the approval of the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, an Intergovernmental Agreement was entered into between the County of Jackson, Illinois (hereinafter "County") and the Cities of Carbondale and Murphysboro (hereinafter collectively "Cities"), through which the governments designated certain areas, and any areas subsequently certified from time to time, as an Enterprise Zone pursuant to and in accordance with the Act, subject to certification of the State as in the Act provided, and known as the Jackson County Enterprise Zone; and

WHEREAS, the Jackson County Carbondale-Murphysboro Enterprise Zone was approved by the Illinois Department of Commerce and Economic Opportunity, effective March 1, 1990; and

WHEREAS, a request has been made to expand the current Enterprise Zone area through the addition of a certain parcel of property, pursuant to authority of the Act, and subject to approval by the Illinois Department of Commerce and Economic Opportunity, and subject to provisions of the Act; and

WHEREAS, the designating units of government through their designated zone administrator, and pursuant to statute, conducted at least one public hearing within the Enterprise Zone area.

NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1. That Section III of Ordinance 90-2, the Ordinance Establishing an Enterprise Zone for Jackson County, Illinois, is hereby amended by adding Exhibits A-36 and B-36 (which exhibits are attached to this ordinance and made a part thereof) to the list of Exhibits within said Section III.

SECTION 2. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 3. The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 4. That it is the intention of the Jackson County Board that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 5. That the Jackson County Board finds that the subject matter of this Ordinance pertains to the government and affairs of Jackson County and is passed pursuant to authorities granted it by State statute and the Illinois Constitution.

LEGAL DESCRIPTION

Property lies adjacent to existing Enterprise Zone

GENERAL DESCRIPTION

A part of section 1, 2, 3 and 12 of Township 9 South, Range 1 West of the 3rd Principle Meridian, County of Jackson, State of Illinois. Property lies adjacent to existing Enterprise Zone.

DETAILED DESCRIPTION

Beginning at the Northwest corner of the Southeast Quarter of the Southeast Quarter of Section 3, Township 9 South, Range 2 West of the 3rd Principal Meridian,

thence Southerly to a point of the Northwest corner of the Southeast Quarter of the Southeast Quarter of Section 3, a distance of 669.8 feet to said point of beginning for this description;

thence Easterly along the South right-of-way of the Illinois Gulf Railroad Company extending Easterly from the West line of the Southeast Quarter of the Southeast Quarter of Section 3 a distance of 495.0 feet, more or less,

thence Northerly to the Illinois Central Railroad right-of-way width change in the Southeast Quarter of the Southeast Quarter of Section 3,

thence continuing Easterly along said right-of-way of the Illinois Central Railroad a distance of approximately 2,410 feet to the East line of said Southwest Quarter of said Southwest Quarter of Section 2,

thence Northerly to the North right-of-way of the Illinois Central Railroad,

thence Easterly along North said right-of-way of the Illinois Central Railroad to a point of intersection with the West line of the Southwest Quarter of the Southeast Quarter of Section 2,

thence Southerly along the West line of the said Southwest Quarter of the Southeast Quarter of Section 2 to a point of intersection with the South line of Southwest Quarter of the Southeast Quarter of Section 2 a distance of 845.90 feet,

thence Easterly along the South line of the said Southwest Quarter of the Southeast Quarter of Section 2 to a point of intersection of the Northwest corner of the Northwest Quarter of Section 12 a distance of 2,651.59 feet,

thence Southerly along the West line of the Northwest Quarter of the Northwest Quarter of Section 12 a distance 1,410.91 feet,

thence Easterly along the South line of the Northwest Quarter of the Northwest Quarter of Section 12 a distance of 1,412.40 feet,

thence Northerly along the East line of the said Northwest Quarter of the Northwest Quarter of Section 12, extended to Northeasterly right-of-way of Murdale Garden Road, a distance of 1,612.75 feet,

thence Northwesterly along the North right-of-way of Murdale Gardens Road to a point of intersection with the East line of the Southwest Quarter Southwest Quarter Section 1, Township 9 South, Range 1 West,

thence Northerly along the East line of said Quarter Quarter Section to the Northeast corner of said Quarter Quarter Section,

thence Westerly on the North line of said Quarter Quarter Section to the Northwest corner of said Quarter Quarter Section,

thence Southerly along the West line of said Quarter Quarter Section to a point of intersection of the Northerly right-of-way of Route 13,

thence Northwesterly along said North right-of-way of Route 13 to a point of intersection of the East line of the Southeast Quarter of the Southwest Quarter of Section 2,

thence Northerly along the East line of said Southeast Quarter of the Southwest Quarter of Section 2 to a point of intersection of the North line of said Southeast Quarter of the Southwest Quarter of Section 2,

thence East along the North line of the Southwest Quarter of the Southeast Quarter of Section 2 a distance of 41.00 feet,

thence Northeasterly, with a deflection angle to the left of 88 degrees 59'22", along a line parallel with the East line of the Watson Road a distance of 365.00 feet,

thence Northwesterly, with a deflection angle to the right of 1 degree 04'15", a distance of 760.00 feet to a point of intersection of the Westerly right-of-way of said Watson Road,

thence Southwesterly along the West line of said Watson Road right-of-way to a point of intersection with the Northerly right-of-way of Route 13, which is adjacent to the East line of the existing Enterprise Zone,

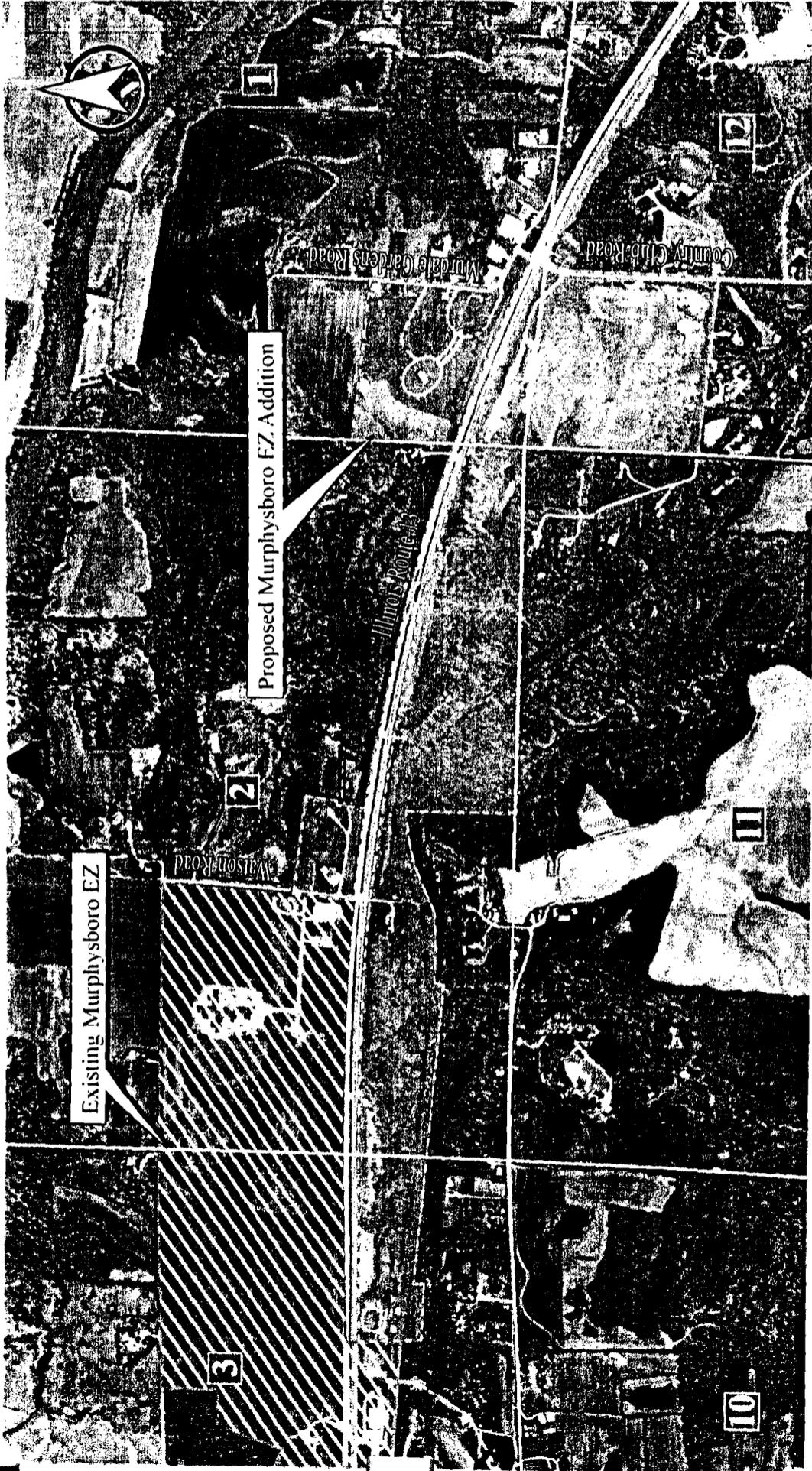
thence Southeasterly along said Northerly right-of-way of Route 13 to the point of intersection with the Easterly right-of-way of the access road to the Murdale Gardens Road a distance of 5,171.25 feet, more or less,

thence Southwesterly, with a deflection angle to the left 30 degree to the intersection of the Southerly right-of-way of Route 13,

thence Northwesterly along said Southerly right-of-way of Route 13 a distance of 8618.75 feet to a point of intersection of the East line of the Southwest Quarter of the Southeast Quarter of Section 3,

thence Southerly along the East line of the Southwest Quarter of the Southeast Quarter of Section 3, which is adjacent to the East line of the existing Enterprise Zone, to the point of beginning.

Murphysboro Proposed EZ Addition



Legend

Existing Murphysboro EZ

Proposed Murphysboro EZ Addition

GREATER
EGYPT
REGIONAL
PLANNING &
DEVELOPMENT
COMMISSION

ORDINANCE 07- 06

AN ORDINANCE AMENDING THE JACKSON COUNTY
FOOD SERVICE SANITATION ORDINANCE

WHEREAS, there exists a Jackson County Food Service Sanitation Ordinance, as amended, regulating and permitting certain food establishments located in Jackson County, Illinois; and

WHEREAS, commensurate with the authority of the Jackson County Board to adopt certain ordinances regulating and permitting such establishments, from time to time, amendments to the existing ordinance are necessary; and

WHEREAS, the present amending ordinance is intended to amend, and not repeal, the Jackson County Food Service Sanitation Ordinance, and all its amendments; and

WHEREAS, the Jackson County Food Service Sanitation Ordinance has established permit fees for food service establishments and retail food stores which need to be revised from time to time to cover the increasing costs of the Jackson County food safety program and to further supplement tax and grant monies also used to support this program; and

WHEREAS, the amendments made by this present amending ordinance are for the purpose of clarifying the appropriate fee categories for a single mobile food-service establishment, and a catering operation or kitchen; and

WHEREAS, the amendments made by this present amending ordinance are for the purpose of limiting the number of temporary food permits that will be issued annually to the same person or organization; and

WHEREAS, the present amending ordinance has been duly approved by the Jackson County Board of Health.

**THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS
THE FOLLOWING:**

1. The present amending ordinance shall be incorporated into the existing Jackson County Food Service Sanitation Ordinance, as amended, as if originally part of the Food Service Sanitation Ordinance; further
2. Section H(g). is amended as follows (additions are underlined - deletions are struck-out):

g. FEES: The following fees shall be required for food service establishments and retail food stores.

The annual license fee for a food service establishment shall be determined by "seating capacity" and risk category. A single mobile food-service establishment, and a catering operation or

kitchen, that is approved by the health authority shall be included in the "0 to 50" seating capacity category. Establishments are reviewed annually in accordance with Illinois Department of Public Health guidelines to determine if they are a Category I, II, or III establishment as defined in Section 750.10 of the Food Service Sanitation Code (77 Illinois Administrative Code 750). These definitions may be revised time to time in the Food Service Sanitation Code, but generally indicate that a Category I establishment presents a high relative risk, Category II establishment presents a medium relative risk, and Category III establishment presents a low relative risk of causing foodborne illness. Category I and II establishments require additional inspections since they present a higher relative risk of causing foodborne illness based on the large number of food handling operations typically implicated in foodborne outbreaks and other factors. The "Special High Risk" category are establishments where 3 or more additional inspections, or more than 5 recheck inspections, were needed during the previous annual license period. The application fee for a plan review shall be determined by "seating capacity." The following fee schedule shall apply:

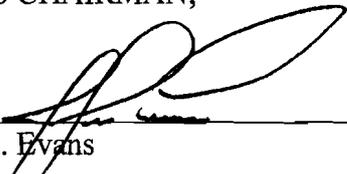
<u>Seating Capacity</u>	<u>Annual Fees for Category III Establishments</u>	<u>Annual Fees for Category II Establishments</u>	<u>Annual Fees for Category I Establishments</u>	<u>Special High Risk Estab.</u>	<u>Plan Review Application Fees</u>
<u>0 to 50</u>	<u>\$95.00</u>	<u>\$110.00</u>	<u>\$135.00</u>	<u>\$275.00</u>	<u>\$75.00</u>
<u>51 to 75</u>	<u>\$150.00</u>	<u>\$165.00</u>	<u>\$190.00</u>	<u>\$385.00</u>	<u>\$125.00</u>
<u>76 to 100</u>	<u>\$205.00</u>	<u>\$220.00</u>	<u>\$245.00</u>	<u>\$495.00</u>	<u>\$125.00</u>
<u>over 100</u>	<u>\$260.00</u>	<u>\$275.00</u>	<u>\$300.00</u>	<u>\$605.00</u>	<u>\$175.00</u>

<u>Seating Capacity</u>	<u>Annual Fees for Category III Establishments</u>	<u>Annual Fees for Category II Establishments</u>	<u>Annual Fees for Category I Establishments</u>	<u>Special High Risk Estab.</u>	<u>Plan Review Application Fees</u>
<u>0 to 50</u>	<u>\$105.00</u>	<u>\$120.00</u>	<u>\$150.00</u>	<u>\$300.00</u>	<u>\$80.00</u>
<u>51 to 75</u>	<u>\$165.00</u>	<u>\$180.00</u>	<u>\$210.00</u>	<u>\$420.00</u>	<u>\$135.00</u>
<u>76 to 100</u>	<u>\$225.00</u>	<u>\$240.00</u>	<u>\$270.00</u>	<u>\$540.00</u>	<u>\$135.00</u>
<u>over 100</u>	<u>\$285.00</u>	<u>\$300.00</u>	<u>\$330.00</u>	<u>\$660.00</u>	<u>\$190.00</u>

The annual license fee for a retail food store shall be determined by "square footage" and risk category. Establishments are reviewed annually in accordance with Illinois Department of Public Health guidelines to determine if they are a Category I, II, or III establishment as defined in Section 750.10 of the Food Service Sanitation Code (77 Illinois Administrative Code 750). These definitions may be revised time to time in the Food Service Sanitation Code, but generally indicate that a Category I establishment presents a high relative risk, Category II establishment presents a medium relative risk, and Category III establishment presents a low relative risk of causing foodborne illness. Category I and II establishments require additional inspections since they present a higher relative risk of causing foodborne illness based on the large number of food handling operations typically implicated in foodborne outbreaks and other factors. The "Special High Risk" category are establishments where 3 or more additional inspections, or more than 5 recheck inspections, were needed during the previous annual license period. The application fee for a plan review shall be determined by "square footage." The

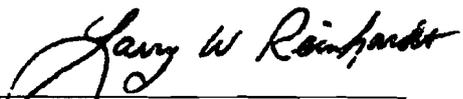
ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 12 DAY OF Sept, 2007.

BY ITS CHAIRMAN,



John D. Evans

ATTEST:



Larry W. Reinhardt
Jackson County Clerk

ORDINANCE 07-07

**AN ORDINANCE AMENDING THE JACKSON COUNTY PRIVATE
SEWAGE DISPOSAL SYSTEM ORDINANCE**

WHEREAS, there exists an ordinance, as amended, regulating and permitting the construction, repair and installation of private sewage disposal systems in Jackson County, Illinois (hereinafter referred to as "sewage disposal ordinance"); and

WHEREAS, the present ordinance is intended to amend, and not repeal, the existing sewage disposal ordinance, and all its amendments; and

WHEREAS, the present amending ordinance is adopted by virtue of the authority of the Jackson County Board, Jackson County, Illinois; and

WHEREAS, the Jackson County Private Sewage Disposal System Ordinance has established fees which need to be revised from time to time; and

WHEREAS, the amendment made by this present amending ordinance is for the purpose of revising fees to cover the increasing costs of the Jackson County private sewage program and to further supplement tax and grant monies also used to support this program, and

WHEREAS, the present amending ordinance has been duly approved by the Jackson County Board of Health.

**THEREFORE, THE JACKSON COUNTY BOARD ORDAINS AND ADOPTS
THE FOLLOWING:**

1. The amendments made and adopted by this present amending ordinance shall be incorporated into the existing Jackson County sewage disposal ordinance, as amended, as if originally part of it; further

2. Section II.2.7.1 is amended as follows (additions are underlined - deletions are struck-out):

2.7.1 There shall be a standard ~~\$150.00~~ \$175.00 permit fee charged for the issuance of a permit authorizing the construction, alteration or extension of any private sewage disposal system. The fee shall be collected by the Health Department at the time an application for permit is submitted, and shall be deposited into the Health Department fund. If a permit is denied, the fee shall be returned to the applicant. In addition, the following fee schedule shall apply for other specific services rendered.

1.	Design of plans.....	\$25.00
2.	Percolation test (reading only).....	\$25.00
3.	Subdivision plan review.....	\$250.00

A fee waived permit may be issued to non-profit organizations.

3. Section II.2.7.2 is amended as follows (additions are underlined - deletions are struck-out):

2.7.2 There shall be a ~~\$150.00~~ \$175.00 fee for the purpose of assessing a private sewage disposal system or water supply system, or both during one site visit to a private residence when requested by the property owner, a prospective buyer, real estate agency, mortgage or loan institution, bank, etc. This fee will cover an initial site visit and one follow-up visit. An additional fee of ~~\$30.00~~ \$40.00 shall be charged to offset the cost of subsequent visits.

4. Section III. 3.3 and 3.3.1 are amended as follows (additions are underlined - deletions are struck-out):

3.3 There shall be an annual registration fee of ~~\$30.00~~ \$40.00 collected from all persons applying for a Jackson County Private Sewage Disposal System Contractor's Registration Certificate.

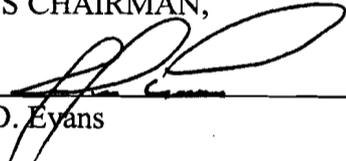
3.3.1 In addition to the annual registration fee in Subsection 3.3 there shall be an annual inspection fee of ~~\$30.00~~ \$40.00 for each vehicle used for the collection and transportation of septage except that this inspection and fee may be waived if the vehicle has been properly inspected by another local health department in Illinois.

5. The present amending ordinance shall be effective on the first day of the month following its adoption by the Jackson County Board; further

6. The Chairman of the County Board shall be authorized to sign this present ordinance.

ORDAINED AND ADOPTED BY THE JACKSON COUNTY BOARD AT ITS REGULAR MONTHLY MEETING THIS 12 DAY OF Sept., 2007.

BY ITS CHAIRMAN,



John D. Eyans

ATTEST:



Larry W. Reinhardt
Jackson County Clerk

Ordinance Number 2007 - 8

**AN ORDINANCE TO ESTABLISH THE NAMES OF ALL STREETS, LANES,
ROADS OR HIGHWAYS IN THE UNINCORPORATED AREA OF
JACKSON COUNTY, ILLINOIS.**

WHEREAS, the Counties Code, 55 ILCS 5/5-1067 (West 2006) provides that county boards may name or may change the name of any street, lane, road or highway in the unincorporated area of the county; and

WHEREAS, the County Board of Jackson County had previously approved and enacted Ordinance number 2006-08 naming or renaming various streets, lanes, roads or highways situated in the unincorporated area of the county; and

WHEREAS, in conjunction with implementing and maintaining the emergency telephone system (911) in the county various streets, roads, lanes, and highways situated in the unincorporated area of the county have been named or renamed since the enactment of Ordinance number 2006-08; and

WHEREAS, the Jackson County Board deems it to be in the best interest of the residents of the county that these named and renamed streets, roads, lanes, and highways be adopted as provided in this present Ordinance; and the attached Jackson County Road Atlas, Second Edition, bearing a date of September 20, 2007, and incorporated within the present Ordinance; and

WHEREAS, the Jackson County Board believes such naming and renaming of thoroughfares in the unincorporated area of the county is essential to sufficiently provide emergency services and emergency response to the residents of the unincorporated area of the county;

THEREFORE, BE IT ORDAINED BY THE COUNTY BOARD OF JACKSON COUNTY, ILLINOIS, AS FOLLOWS:

A. Ordinance number 2006-08 is hereby repealed effective upon the passage of this present Ordinance. This repeal, however, shall not in any way effect, void, alter, negate or diminish any right, action or decision, that vested or occurred as a result of the prior Ordinance.

B. All streets, lanes, roads, highways and public ways in the unincorporated area of Jackson County, Illinois are hereby named or renamed, as shown and depicted on the attached Jackson County Road Atlas, Second Edition, September 2007 revision. Said atlas and road names are incorporated herein and made a part of this ordinance as if fully set out.

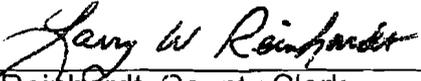
C. This present Ordinance shall be effective upon the date of its adoption.

APPROVED AND ADOPTED at the regular meeting of the Jackson County Board on
this 10th day of October, 2007.



John Evans
Chairman

ATTEST:



Larry Reinhardt, County Clerk

SEAL

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07-09

**AN ORDINANCE PROVIDING FOR AND MAKING THE ANNUAL TAX LEVY FOR
JACKSON COUNTY, ILLINOIS FOR THE YEAR DECEMBER 1, 2006
THROUGH NOVEMBER 30, 2007**

WHEREAS, the Jackson County Board is authorized and required by law to levy and collect taxes annually for various purposes; and

WHEREAS, the Jackson County Board has heretofore adopted a budget for the fiscal year beginning December 1, 2006 and ending November 30, 2007;

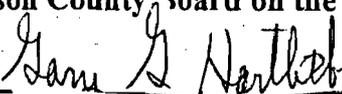
NOW, THEREFORE, BE IT ORDAINED BY THE JACKSON COUNTY BOARD, THAT THE SUM OF \$8,424,007.00 is hereby levied upon all taxable property in Jackson County, Illinois, as equalized or assessed by the Department of Revenue, for the purpose of meeting and defraying the necessary expenses and liabilities as set forth in the aforesaid annual budget and the budgets of the County agencies referred to herein. The following levies are hereby made and adopted:

- 1. The sum of \$1,606,188.00 is levied pursuant to 55 ILCS 5/5 - 1024, for general corporate purposes;**
- 2. The sum of \$1,038,472.00 is levied pursuant to 55 ILCS 5/5 - 1028, for Ambulance purposes;**
- 3. The sum of \$213,509.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of tort liability protection;**
- 4. The sum of \$249,304.00 is levied pursuant to 745 ILCS 10/9 - 107, for costs of insurance contracts for worker's compensation;**
- 5. The sum of \$82,472.00 is levied pursuant to 745 ILCS 10/9 -107, to provide for the County's payment and contribution for unemployment insurance;**
- 6. The sum of \$1,312,386.00 is levied pursuant to 40 ILCS 5/7 - 171 & 5/7 - 132, for the County's payment and contribution to the Illinois Municipal Retirement Fund (I.M.R.F.);**
- 7. The sum of \$954,433.00 is levied pursuant to 40 ILCS 5/21 - 110, 5/21 -110.1, for the County's payment and contribution to the Social Security System;**
- 8. The sum of \$563,821.00 is levied pursuant to 55 ILCS 5/5 - 25003, for Public Health purposes;**

9. The sum of \$67,252.00 is levied pursuant to 55 ILCS 5/5 - 23029, 23030, 23039, 23040, for the purpose of treating and caring for those affected with Tuberculosis;
10. The sum of \$424,416.00 is levied pursuant to 405 ILCS 20/4 - 5, 6, for the operation of the Community Mental Health (708) Board;
11. The sum of \$594,885.00 is levied pursuant to 605 ILCS 5/5 - 601, for the County Highway purposes;
12. The sum of \$297,442.00 is levied pursuant to 605 ILCS 5/5 - 603, for Federal Aid Matching;
13. The sum of \$188,155.00 is levied pursuant to 605 ILCS 5/5 - 602, for the County Bridge Funds;
14. The sum of \$90,745.00 is levied pursuant to 55 ILCS 5/5 - 1034, for the purpose of social services for senior citizens;
15. The sum of \$176,706.00 is levied pursuant to 505 ILCS 45/8, for support of the Jackson county Cooperative Extension Service.
16. The sum of \$0 is levied pursuant to 55 ILCS 5/5-1012, for the purpose of debt service payments on an indebtedness owed the county on general obligation bonds issued for the purpose of river levee improvements.
17. The sum of \$563,821.00 is levied pursuant to 55 ILCS 5/5-21001, for the purpose of maintaining and operating the County Nursing Home.

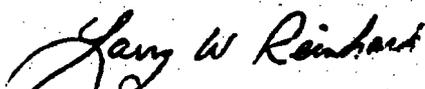
The Jackson County Clerk of Jackson County is directed to extend and the Ex-Officio Collector of taxes for Jackson County is directed to collect the foregoing amounts pursuant to law.

Approved at this special meeting of the Jackson County Board on the 16th day of November 2006.



Gary G. Hartlieb, Chairman
Jackson County Board

ATTEST:


Larry Reinhardt
Jackson County Clerk & Recorder

