# VILLAGE OF SUGAR GROVE BOARD REPORT

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: MATT ANASTASIA, FINANCE DIRECTOR
SUBJECT: DISCUSSION: EARLY TERMINATION OF TIF #1
AGENDA: SEPTEMBER 17, 2024 REGULAR BOARD MEETING
DATE: SEPTEMBER 5, 2024

#### ISSUE

Shall the Village Board discuss the termination of TIF #1.

#### DISCUSSION

At the Board meeting on July 16, 2024, President Konen requested Staff to investigate the potential of closing Industrial TIF District #1 early.

TIF #1, located on the west side of Sugar Grove, incorporates a majority of the industrial park west of the airport and some property North of US-30 towards the Airport. The boundaries were amended in January 2020, along with the boundaries of TIF #2 (Amended Map attached) and was designated on January 17, 2012, with a 23-year expiration date of 2035, taxes collected in 2036. The Redevelopment Plan and Program was conducted by Teska Associates, Inc. (Redevelopment Plan and Program Attached).

Per the Redevelopment Plan & Program, the original TIF Boundaries incorporated 305 total acres, with 12 of those declared as undevelopable. The boundaries were amended in January 2020, parcels were removed from TIF #1 and added to the amended TIF #2 boundaries, making them contiguous. The amended TIF #1 boundary incorporates approximately 250 acres. The current taxing districts on the Joint Review Board are:

- Sugar Grove Township
- Big Rock Township
- Sugar Grove Library District
- Sugar Grove Park District
- Big Rock Park District
- Village of Sugar Grove
- Sugar Grove Fire District
- Big Rock Fire District

- Kane County
- Kaneland C.U.S.D. #302
- Waubonsee College District #516
- Hinkley School District #429

The Redevelopment Plan states the goal of the Village, through implementation of this Redevelopment Plan, is the entire Project Area be revitalized through a coordinated public and private enterprise effort of reinvestment, rehabilitation, and redevelopment of uses compatible with a strong, stable neighborhood. Such revitalization occurs:

- On coordinated, rather than piecemeal basis, to ensure that land use, access and circulation, parking, public services and urban design are functionally integrated.
- On a reasonable, comprehensive, and integrated basis to ensure that the factors leading to the lack of industrial development are eliminated; and
- Within a reasonable and defined time period so that the Project Area may contribute productively to the economic vitality of the Village.

Since the creation of the TIF, the following projects have been undertaken and paid for by TIF #1 Increment:

### FYE2014-FYE2017:

**\$248,329** – The Village of Sugar Grove working in partnership with IDOT on US Route 30 and Dugan Road project with patching and resurfacing from US-30 to the south Village limits and pavement rehabilitation of Dugan Road from US-30 to the north of Village limits.

#### FY2018-2019:

**\$103,678** – The Village worked with D Construction to complete the repaving of Airpark Dr. within the TIF's Industrial Area.

#### FY2019-2020:

**\$73,510** – The Village contracted with Stark & Son Trenching to complete the repaving of Bucktail Lane within the TIF's Industrial Area.

## FY2020-2021 – \$127,696:

**\$59,563** – The Village entered and executed a Redevelopment Agreement with Metronet Fiber for improvements to their lot as a newly relocated business within the district.

**\$18,133** – The Village contracted with Engineering Enterprises Inc. to work on a feasibility study to extend the sanitary sewer further into the TIF district to serve existing businesses which are currently on septic.

**\$50,000** – The Village Board approved a \$50,000 surplus distributed back to the Taxing Districts.

#### FY2021-2022 - \$61,776:

**\$11,776** – Continued to work on the sanitary sewer extension feasibility study with Engineering Enterprise Inc.

**\$50,000** – The Village Board approved a \$50,000 surplus distributed back to the Taxing Districts.

#### FY2022-2023:

**\$1,000,000** – The Village Board approved a \$1,000,000 surplus distributed back to the Taxing Districts.

#### FY2023-2024

**\$200,000** – The Village Board approved a \$200,000 surplus distributed back to the Taxing Districts.

The current anticipated cash balance in TIF #1 Fund on December 31, 2024, including current budgeted items, as well as the West Wheeler Road Paving Engineering (\$33,000) discussed at tonight's Board meeting, is \$1,240,000. The Engineer estimate for the completion of the West Wheeler Road repaving is an additional \$238,650, leaving roughly \$1,001,350 remaining in excess funds.

Staff has been working on two (2) economic development projects within the TIF District area that will require assistance to complete. Outside of these two projects, there has been no additional projects identified by Staff to be completed within the TIF using TIF increment funds.

Talking with Kathy Orr, Village TIF Counsel, the Village has the ability to earmark the remaining funds as of the end of the year, and then close the TIF effective December 31, 2024. This would allow the Village to continue working on the economic development projects with the existing increment in the Fund, but it would terminate the TIF and not collect any further TIF Funds, releasing the property back to the full EAV of Village to all Taxing Districts.

If the Village Board were to move forward with terminating the TIF, the exact dollar amount earmarked would be determined for Board approval, with any remaining funds being declared as surplus, if any were to remain.

#### Attachments:

- TIF #1 Redevelopment Plan
- TIF #1 Amended Boundary Map
- Tax Year 2023 TIF #1 Tax Extension and TIF EAV Increment

#### COST

There is no cost to discuss the potential early termination of Sugar Grove Industrial TIF District #1.

## RECOMMENDATION

That the Village Board discuss the potential termination of Sugar Grove Industrial TIF District #1 early with an effective date of December 31, 2024.



#### VILLAGE OF SUGAR GROVE KANE COUNTY, ILLINOIS

ORDINANCE NO. 2012-0117-A

#### ORDINANCE APPROVING THE SUGAR GROVE INDUSTRIAL REDEVELOPMENT PLAN AND PROGRAM #1

Adopted by the Board of Trustees and President of the Village of Sugar Grove this 17<sup>th</sup> day of January, 2012

Published in Pamphlet Form by authority of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 17<sup>th</sup> day of January, 2012.

#### **ORDINANCE NO. 2012-0117-A**

#### ORDINANCE APPROVING THE SUGAR GROVE INDUSTRIAL REDEVELOPMENT PLAN AND PROGRAM #1

**WHEREAS**, the Tax Increment Allocation Redevelopment Act, Division 74.4 of Article 11 of the Illinois Municipal Code, as amended (the "Act"), defines a labor surplus municipality as a municipality in which the unemployment rate is over 6%, and 100% or more of the national average unemployment rate, for the previous six months; and

WHEREAS, the President and Board of Trustees (the "Board") of the Village of Sugar Grove, Kane County, Illinois (the "Village"), has heretofore determined that the area within the Village, identified and legally described in the document attached hereto and incorporated herein (the "Project Area"), by reference as Exhibit "B", meets the requirements of the Act, for an industrial park conservation area within a labor surplus municipality; and

WHEREAS, the Board has heretofore determined that, in order to promote and protect the health, safety, morals and welfare of the public, redevelopment of the Village needs to be undertaken; and, to remove and alleviate adverse conditions in the Village, it is necessary to encourage private investment and restore and enhance the tax base of the Village and the Taxing Districts by such redevelopment; and

WHEREAS, the Village has heretofore caused to be conducted an eligibility study to determine whether the proposed Sugar Grove Industrial Redevelopment Project Area #1 (the "Project Area") described in Exhibit A qualifies as a "redevelopment project area" pursuant to the TIF Act, which study was conducted by Teska and Associates, Inc., Plainfield, Illinois ("Teska"); and

WHEREAS, the Village has heretofore evaluated various lawfully available programs to provide such assistance and has determined that the use of tax increment allocation financing is necessary to achieve the redevelopment goals of the Village for the Project Area; and

WHEREAS, Teska is a community planning firm having expertise in tax increment allocation and redevelopment financing in the State of Illinois; and

WHEREAS, Teska has concluded and has advised the Village that the Project Area qualifies as a "redevelopment project area" under Section 11-74.4 of the TIF Act; and

WHEREAS, the Village has caused the preparation of and made available for public inspection a redevelopment plan and project for the Project Area (the "Plan and Project"); and

WHEREAS, the Plan and Project set forth in writing the program to be undertaken to accomplish the objectives of the Village and includes estimated redevelopment project costs proposed for the Project Area, evidence indicating that the Project Area on the whole has not been subject to growth and development through investment by private enterprise, an assessment of the financial impact of the Project Area due to increased demand for services from taxing districts affected by the plan and programs available to address such financial impact or increased demand, the most recent equalized assessed valuation of the Project Area, an estimate as to the equalized assessed valuation after redevelopment and the general land uses to apply in the Project Area, and the Plan and Project accordingly complies in all respects with the requirements of the TIF Act; and WHEREAS, pursuant to Section 11-74.4-5 of the Act, the Board has heretofore called a public hearing (the "Hearing") relative to the Plan and Project and the designation of the Project Area as a redevelopment project area under the TIF Act and fixed the time and place for such Hearing, being the <u>3<sup>rd</sup></u> day of January, 2012, at the Village Hall, Village of Sugar Grove, 10 S. Municipal Drive, Sugar Grove, Illinois; and

WHEREAS, due notice in respect to such Hearing was given pursuant to Section 11-74.4-5 of the TIF Act, said notice, together with a copy of the Plan and the name of a person to contact for further information, including notice by publication on <u>December 23, 2011</u>, and <u>December 24, 2011</u>, and by certified mail to the Taxing Districts and to the Department of Commerce and Community Affairs of the State of Illinois on <u>November 18, 2011</u>, and to the taxpayers within the Proposed Amended Area on <u>December 21, 2011</u>; and

WHEREAS, the Village has heretofore convened a joint review board as required by and in all respects in compliance with the provisions of the TIF Act; and

WHEREAS, on Dec. 2<sup>nd</sup> 2011 the Joint Review Board rejected (3 Yes, 4 No, 3 Abstention vote) a motion to approve the redevelopment plan and eligibility study.

WHEREAS, the Village reviewed concerns raised by the Joint Review Board and such concerns were addressed in a memorandum from the Village's consultants Teska Associates to Rich Young and provided via copy to the Joint Review Board (Exhibit "C")

WHEREAS, an additional Joint Review Board meeting was conducted on Dec. 15<sup>th</sup>, 2011. At this meeting the Joint Review Board again rejected a motion to approve the redevelopment plan and eligibility study (5 Yes, 5 No vote).

WHEREAS, the Joint Review Board did not dispute the responses to initial concerns as identified in "Exhibit C", and did not provide additional evidence or testimony identifying specific concerns regarding the eligibility of the project area as defined in Section 11-74.4-3 of the TIF Act, all as provided in Section 11-74.4-5(b) of the TIF Act;

WHEREAS, the Village held the Hearing on the <u>3<sup>rd</sup> day of January, 2012</u>, at the Village Hall in the Village of Sugar Grove, 10 S. Municipal Drive, Sugar Grove, Illinois; and

WHEREAS, at the Hearing any interested person or affected Taxing District was permitted to file with the Village Clerk written objections and was heard orally in respect to any issues embodied in the notice of said Hearing, and the Village heard and determined all protests and objections at the Hearing; and

WHEREAS, the Hearing was adjourned on the <u>3<sup>rd</sup> day of January, 2012</u>; and

WHEREAS, the Plan and Project set forth the factors which cause the Project Area to be blighted, and the Board has reviewed the information concerning such factors presented at the Hearing and have reviewed other studies and are generally informed of the conditions in the Project Area which could cause the area to be an "industrial park conservation area" as defined in the TIF Act; and

WHEREAS, the Board has reviewed evidence indicating that the Project Area on the whole has not been subject to growth and development through investment by private enterprise and has reviewed the conditions pertaining to lack of private investment in the Project Area to determine whether private development would take place in the Project Area as a whole without the adoption of the proposed Plan; and

WHEREAS, the Board has reviewed the conditions pertaining to real property in the Project Area to determine whether contiguous parcels of real property and improvements thereon in the Project Area would be substantially benefited by the Project improvements; and

WHEREAS, the Board has made an assessment of the financial impact of the Project Area on, or any increased demand for, services from the taxing districts affected by the Plan and Project and have considered available programs to address such financial impact or increased demand; and

WHEREAS, the Board has reviewed the Plan and Project and also the existing Comprehensive Plan for development of the Village as a whole to determine whether the Plan and Project conform to such Comprehensive Plan of the Village.

NOW, THEREFORE, BE IT ORDAINED by the President and Trustees of the Village of Sugar

Grove, Kane County, Illinois, as follows:

Section 1. Findings. The Board hereby makes the following findings:

(a) The Project Area, as described in Exhibit A, is hereby designated as a redevelopment project area pursuant to Section 11-74.4 of the Act. The Project Area is legally described in the document attached hereto and incorporated herein as Exhibit "A" and identified on the map attached hereto and incorporated herein as Exhibit "B" as the Project Area.

(b) There exist conditions that cause the Project Area to qualify as a redevelopment project area under the TIF Act and to be classified as an industrial park conservation area as defined in Section 11-74.4 of the TIF Act.

(c) The Project Area on the whole has not been subject to growth and development through investment by private enterprise and would not be reasonably anticipated to be developed without the adoption of the Plan.

(d) As set forth in the Plan and in the testimony at the public hearing, the estimated date of completion of the Project is <u>December 31, 2035</u>, and the estimated date of the retirement of all obligations incurred to finance redevelopment project costs as defined in the Plan is <u>December 31, 2035</u>.

The parcels of real property in the Project Area are contiguous with each other, and only (e) those contiguous parcels of real property and improvements thereon that will be substantially benefited by the Project improvements are included in the Project Area.

The Plan and Project that were the subject Section 2. Exhibit Incorporated by Reference. matter of the Hearing are hereby adopted and approved. A copy of the Plan and Project is set forth in Exhibit "A" attached hereto and incorporated herein as if set out in full by this reference.

If any section, paragraph, or provision of this ordinance Section 3. Invalidity of Any Section. shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

All ordinances, resolutions, motions or orders in Section 4. Superseder and Effective Date. conflict herewith be, and the same hereby are, repealed to the extent of such conflict, and this ordinance shall be in full force and effect immediately upon its passage by the Board and approval as provided by law.

Presented to the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 17th day of January, 2012, A.D.

Passed by the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 17th day of January, 2012, A.D.

ATTEST:

Kevin M. Geary **Rick Montalto** Tom Renk

Approved and signed by me as President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois this 17th day of January, 2012, A.D.

Nichels, Village President

Cynthia L. Galbreath, Village Clerk



# SUGAR GROVE INDUSTRIAL TAX INCREMENT FINANCING DISTRICT #1 Redevelopment Plan and Program







Approved by Ordinance: #2012-0117-A #2012-0117-B #2012-0117-C

**January 17, 2012** 



Prepared By: Teska Associates, Inc. January 6, 2012

# INDUSTRIAL TAX INCREMENT FINANCING DISTRICT #1

# **REDEVELOPMENT PLAN**



Village of Sugar Grove, Illinois

January 6, 2011

Prepared by: Teska Associates, Inc.



# TABLE OF CONTENTS

I - INTRODUCTION
Tax Increment Financing
The Redevelopment Plan
II - LEGAL DESCRIPTION
III - ELIGIBILITY OF THE PROPOSED TIF DISTRICT
IV - REDEVELOPMENT GOALS, OBJECTIVES AND STRATEGIES
Goals6
Strategies7
V - FUTURE LAND USE AND REDEVELOPMENT ACTIVITIES
Future Land Use
Redevelopment Activities7
VI - REDEVELOPMENT PROGRAM
Purpose of the Redevelopment Plan8
Eligible Redevelopment Project Costs9
Property Assembly11
Property Disposition11
Public Improvements12
Capital Costs of Taxing Districts12
Relocation12
Job Training12
Developer Interest Costs
Estimated Project Costs13
Sources of Funds14
Nature and Term of Obligations to be Issued14
Equalized Assessed Valuation15
VII - FINDINGS OF NEED FOR TAX INCREMENT FINANCING
Project Area Not Subject to Growth16
Project Area As Labor Surplus Municipality16
VIII - FINANCIAL IMPACT OF REDEVELOPMENT

# LIST OF PLAN EXHIBITS

Table 1:	Existing Land Use	2
Table 2:	Estimated Redevelopment Project Costs	13
Figure A:	Project Area	20
Figure B:	Current Zoning	21
Figure C:	Adjacent Eligible Conservation Area	22
Figure D:	Redevelopment Sites	23
Figure E:	Future Land Use Plan	24

## APPENDIX A: ELIGIBILITY STUDY

### APPENDIX B: LEGAL DESCRIPTION

### APPENDIX C: PIN LIST

# APPENDIX D: EQUALIZED ASSESSED VALUE

# I - INTRODUCTION

This report documents the Tax Increment Redevelopment Plan and Program (the "Redevelopment Plan") for the Industrial District Project Area (the "Project Area"). The Redevelopment Plan has been prepared for the use of the Village of Sugar Grove (the "Village") by Teska Associates, Inc. The proposed Redevelopment Plan seeks to respond to a number of problems and needs within the Project Area, and is indicative of a strong commitment and desire on the part of the Village to improve and revitalize the Project Area. This document is intended to provide a framework for improvements and reinvestment within the Project Area over the next 23 years. The goal of the Redevelopment Plan is to spur industrial development that will generate local jobs and expand the tax base.

The Village of Sugar Grove is uniquely situated to take advantage of access to multiple transportation options that benefit current and potential businesses in the area, including major regional thoroughfares, highways, rail and airport access. However, due to the limited availability of infrastructure within this portion of the Village industrial development has been very limited over the past 20 years. TIF can be used to make the area attractive for redevelopment by eliminating the conditions which inhibit private investment, weaken the Village's tax base, affect the safety of community residents, and hinder the Village's ability to promote a cohesive development of compatible land uses.

Village officials have determined that, without direct municipal involvement and financial assistance, planning objectives for this area cannot be met. To encourage new investment in the Industrial District area, the Village has proposed Tax Increment Financing (TIF) as a financial tool to facilitate redevelopment.

In 2011 the Village retained the planning consulting firm of TESKA to assist the Village in the creation of a tax increment financing program for the Project Area. TESKA and its project team members conducted field surveys, performed site evaluations, and identified redevelopment opportunities and necessary public improvements. The consultant team documented the Village of Sugar Grove as a Labor Surplus Municipality, thus qualifying the Industrial District Redevelopment Project Area as an Industrial Park Conservation Area eligible for TIF designation. Additionally, the consultant team also documented the presence of age, deterioration of buildings and surface improvements, excessive vacancies, inadequate utilities, deleterious land use or layout and decline in EAV. This evidence has allowed the Village to conclude that the Project Area also meets the statutory requirements for a Conservation Area. Therefore, the Industrial District Redevelopment Project Area should be designated as a tax increment financing district under the Illinois Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1, et seq., as amended (the "Act").

The Redevelopment Plan summarizes the analyses and findings of the consultants' work. The Village is entitled to rely on the findings and conclusions of this Redevelopment Plan in designating the Project Area as a redevelopment project area under the "Act". TESKA has prepared this Redevelopment Plan and the related eligibility study with the understanding that the Village would rely on: (a) the findings and conclusions of the Redevelopment Plan and the related eligibility study in proceeding with the designation of the Project Area and the adoption and implementation of the Redevelopment Plan; and (b) the fact that TESKA has obtained the necessary information so that the Redevelopment Plan and the related eligibility study will comply with the Act.

# PROJECT AREA DESCRIPTION

The boundaries of the Industrial District Redevelopment Project Area (the Project Area) were carefully established in adherence to the eligibility criteria and include those parcels which would benefit by the proposed Redevelopment Plan and Program. The Project Area consists of areas zoned for Limited Manufacturing (M1) or Business (B2 and B3). The Project Area is located roughly at the intersection of Rt. 30 and Dugan Road, including parcels on Airpark Drive, Duffy Lane and Bucktail Lane. The boundaries include only those contiguous parcels which are anticipated to substantially benefit from Tax Increment Financing.

The area contains some existing industrial development and significant vacant property. The Project Area contains thirty three (33) principal structures on fifty eight (58) parcels. The total Project Area is approximately three hundred twenty four (305) acres in size. (Figure A) illustrates the boundaries of the Project Area. Industrial uses include the full range of those permitted in the M1 and B2/B3 Districts, such as automotive, manufacturing, warehousing, packaging, etc. There is currently one (1) single family home within the project area.

Land Use Category	Acres (SG TWSHP)	Percent	Acres (BR TWSHP)	Percent	Acres (TOTAL)	Percent
Vacant – developable	103	34%	10	3%	113	37%
Vacant – land Lease Possible	63	21%	0	0%	63	21%
Vacant – not developable	12	4%	0	0%	12	4%
Existing use	45	15%	28	9%	73	24%
Existing building - vacancy	12	4%	3	1%	15	5%
Right-of-way	26	9%	3	1%	29	10%
Total	261	86%	44	14%	305	100%

The following table illustrates existing land uses within the project area:

#### Table1: Existing Land Use

The Project Area is characterized by convenient access to multiple transportation options. Several major arterials are in close proximity to the Project Area, including Illinois Route 47 to the east and U.S. Highway 30 which runs east-west through the Project Area. Interstate 88 is less than four (4) miles to the north. The Aurora Municipal Airport is immediately adjacent to the Project Area, and provides opportunities for corporate jets and general aviation. The Burlington Northern Santa Fe Railway also runs east-west through the Project Area, generally parallel to U.S. Route 30. This major Class I railroad offers additional opportunities to accommodate transportation needs of both existing and future industrial uses. Several businesses currently have rail spurs serving their facilities.

Despite this advantageous and well-connected location, the Project Area is characterized by significant underutilized or vacant property. As Section VII, Findings of Need for Tax Increment Financing, and the Eligibility Study in Appendix A demonstrate, the Project Area has not been subject to appropriate growth and development through investment by private enterprise, and is not reasonably expected to be developed without the direct intervention and leadership of the Village. The Village believes that tax increment financing will be of substantial benefit in the redevelopment of the Project Area. Tax increment financing will induce private investment that will arrest and reverse the blighting conditions that currently exist.

# TAX INCREMENT FINANCING

Tax increment financing is permitted in Illinois under the Act. Only areas that meet certain specifications outlined in the Act are eligible to use this financing mechanism. This document has been prepared in accordance with the provisions of the Act and can be used as a guide for public and private development in the Project Area. In addition to describing the redevelopment objectives, the Redevelopment Plan sets forth the overall program to be undertaken to achieve these objectives.

The Act permits municipalities to use tax increment financing to improve eligible "blighted" or "conservation" areas in accordance with an adopted redevelopment plan over a period not to exceed 23 years. The municipal cost of certain public improvements and programs can be paid with the revenues generated by increased equalized assessed values of private taxable real estate within a designated project area ("incremental property taxes"). The key to this financing tool is that it allows for the public to make capital investments that are repaid by property taxes from private development investment induced by those public capital investments. Incremental property taxes are taken from the increase in equalized assessed valuation (principally from new private development) generated within the designated project area during the limited term of the redevelopment project. Thus, the project can pay for itself without the need for additional taxes to be levied Village-wide, outside the boundaries of the particular project area.

The successful implementation of the Redevelopment Plan requires that the Village take full advantage of the real estate tax increment attributed to the Project Area as provided for by the Act. The Project Area would not reasonably be developed and improved without the use of such incremental revenues.

Public and private reinvestment is possible only if Tax Increment Financing ("TIF") is used as authorized by the Act. The revenue generated by the development activity will play a major and decisive role in encouraging private development. Through this Redevelopment Plan, the Village will serve as a catalyst for assembling the assets and energies of the private sector in a unified, cooperative publicprivate redevelopment effort. Implementation of the Redevelopment Plan and Redevelopment Program (as defined below) will benefit the Village, its residents, and all taxing districts in the form of improved economic well-being and the improvement of the community living, working, and learning environment.

## THE REDEVELOPMENT PLAN

As evidenced in the Redevelopment Plan Section VII "Findings of Need of Tax Increment Financing," the Project Area as a whole has not been subject to growth and development through private investment. Furthermore, it is not reasonable to expect that the Project Area as a whole will be redeveloped without the use of TIF.

The Redevelopment Plan has been formulated in accordance with the provisions of the Act and is intended to guide improvements and activities within the Project Area in order to stimulate private investment in the Project Area. The goal of the Village, through implementation of this Redevelopment Plan, is that the entire Project Area be revitalized through a coordinated public and private enterprise effort of reinvestment, rehabilitation, and redevelopment of uses compatible with a strong, stable neighborhood, and that such revitalization occurs:

• On a coordinated, rather than piecemeal basis, to ensure that land use, access and circulation,

parking, public services and urban design are functionally integrated and meet present-day principles and standards; and

- On a reasonable, comprehensive, and integrated basis to ensure that the factors leading to the lack of industrial development are eliminated; and
- Within a reasonable and defined time period so that the Project Area may contribute productively to the economic vitality of the Village.

This Redevelopment Plan specifically describes the Project Area and summarizes the factors which qualify the Project Area as an "industrial park conservation area" as defined in the Act.

The success of this redevelopment effort will depend on cooperation between the public and private sectors. By means of public investment, the Project Area will become a stable environment for area-wide redevelopment by the private sector. The Village will serve as the central force for directing the assets and energies of the private sector to ensure a unified and cooperative public-private redevelopment effort.

This Redevelopment Plan sets forth the overall "Redevelopment Program" to be undertaken to accomplish the Village's goals. During implementation of the Redevelopment Program, the Village may, from time to time: (i) undertake or cause to be undertaken public improvements and activities; and (ii) enter into redevelopment agreements or intergovernmental agreements with private entities or public entities, respectively, in order to construct, rehabilitate, renovate or restore private or public improvements on one or several parcels (collectively referred to as "Redevelopment Projects").

Successful implementation of this Redevelopment Plan requires that the Village utilize incremental property taxes and other resources in accordance with the Act to stimulate the comprehensive and coordinated development of the Project Area. Only through the utilization of TIF will the Project Area develop on a comprehensive and coordinated basis, thereby eliminating the existing and threatened conditions which may lead to blight and which have precluded development of the Project Area by the private sector.

The use of incremental property taxes will permit the Village to direct, implement, and coordinate public improvements and activities to stimulate private investment within the Project Area. These improvements, activities, and investments will benefit the Village, its residents, and all taxing districts having jurisdiction over the Project Area. These benefits are anticipated to include:

- A strengthening of the economic vitality of the community, arising from new commercial development;
- An increase in construction and long-term employment opportunities for residents of the Village;
- The elimination of numerous physical impediments within the Project Area on a coordinated and timely basis so as to minimize costs and promote comprehensive, area-wide redevelopment; and
- The construction of public improvements which may include new road surfaces, utilities, sewers, water lines, sidewalks, street lights, landscaping, etc., intended to make the Project Area more attractive to investment.

# II – LEGAL DESCRIPTION

The legal description of the Project Area can be found in Appendix B.

# **III – ELIGIBILITY OF THE PROPOSED TIF DISTRICT**

During May 2011 and September 2011 a study was undertaken, consistent with the Act and related procedural guidelines, to determine the eligibility of the proposed TIF district. The results of the study indicate that the Project Area meets the Act's requirements for an "industrial park conservation area," and is eligible to be designated by the Village Board of the Village of Sugar Grove as a "Tax Increment Financing Redevelopment Project Area." The detailed findings of this study are described in Appendix A of this report.

The Village of Sugar Grove's qualifies as a Labor Surplus Municipality, a municipality in which the unemployment rate is over 6% and 100% or more of the national average unemployment rate for the previous 6 months. The national unemployment rate was 9.1% in August 2011, while the Kane County unemployment rate was 9.9%. (Source: U.S. Bureau of Labor Statistics)

An area adjacent to vacant industrial properties within the Project Area also qualifies as a conservation area under the Act based on the predominance and extent of parcels exhibiting the following characteristics:

- 1. Age of structures greater than 35 years old;
- 2. Excessive vacancies;
- 3. Deterioration of buildings and surface improvements;
- 4. Inadequate utilities;
- 5. Deleterious land use or layout; and
- 6. Decline in EAV.

Each of these factors contributes to the eligibility of the Project Area as a conservation area.

# IV – REDEVELOPMENT GOALS, OBJECTIVES AND STRATEGIES

In order to establish a workable Redevelopment Plan for the Project Area, it is important to establish both the overall goals and specific objectives of the Redevelopment Plan, and to present strategies for meeting these goals and objectives.

# GOALS

The Village's Comprehensive Plan (page 24) notes the following goal: **Develop a business park and corporate campus base, in campus-like settings, that ensure a diversified economy; complements other types of local development; strengthens the Village's tax base; and provides employment opportunities for Village residents.** Through development spurred by the financial partnership created through the financial assistance provided through TIF, the Village hopes to achieve this goal.

The overall goals that are specifically directed to this Redevelopment Plan are:

- Reduction or elimination of those conditions that qualify the Project Area as an Industrial Park Conservation Area;
- Provision of sound economic redevelopment in the Project Area;
- Contribution to the economic well being of the Village;
- Creation of strong public and private partnerships to capitalize upon and coordinate all available resources and assets;
- Improvement of the quality of life in the Village by reducing incidences of both physical and economic deterioration within the Project Area;
- Improvement of existing utilities and roadways to enhance the potential for development and accessibility of redevelopment sites;
- Employment of Sugar Grove residents in jobs in the Project Area;
- Creation of an environment within the Project Area that will contribute to the health, safety, and general welfare of the Village, that will maintain or enhance the value of properties in and adjacent to the Project Area, and that will stimulate private investment in new construction, expansion, and rehabilitation; and
- Assemble and prepare sites that are conducive to modern development.

### **STRATEGIES**

Based on an analysis of the existing conditions of the Project Area and the overall goals stated above, the strategies for redevelopment should be to:

- Install needed infrastructure, including water and sanitary sewer service and local fiber optic services to attract new investment;
- Assemble and prepare property necessary to attract new investment;
- Undertake appropriate environmental remediation measures on rehabilitation or redevelopment sites, according to customary procedures;
- Repair and replace the infrastructure where needed, including, but not limited to: roads, sidewalks, public utilities, and other public infrastructure.

# V – FUTURE LAND USE AND REDEVELOPMENT ACTIVITIES

# FUTURE LAND USE

A variety of industrial uses are anticipated within the Project Area, as allowable in the M1 Limited Manufacturing zoning districts. A majority of existing industrial uses are expected to remain, and additional industrial development is expected for currently vacant buildings and/or properties. In addition, retail, restaurants or other commercial uses needed to support the industrial development area are also appropriate. Office uses are also be appropriate anywhere within the Project Area.

## **REDEVELOPMENT ACTIVITIES**

The redevelopment of the Project Area will be driven by private reinvestment induced through public assistance and support. In the absence of assistance from the Village as provided by the Redevelopment Plan, the private sector is not expected to pursue these opportunities.

Key activities within the Project Area will be focused on retention and attraction of new industrial/business park private development and the accompanying infrastructure improvements needed to support such development.

New development within the Project Area will be consistent with the Village's Comprehensive Plan. This plan notes: "New business parks around the airport should be guided by an overall site development plan to ensure the coordination of building sites, traffic access and circulation, and open space amenities. The business parks should be screened and buffered from nearby neighborhoods, and should be attractive when viewed from adjacent streets. The environmental corridors, wooded areas, and other natural features shown on the Land-Use Plan should be preserved and protected as the business park areas area developed in the future."

Some of the parcels within the Project Area are appropriate for rehabilitation during the life of the TIF District. Rehabilitation typically involves facade improvements and repairs, as well as improvements to the interior of buildings that are structurally sound but require work to address appearance or safety

issues. Other sites within the Project Area were designed and built to suit specific uses, and are not suitable for contemporary industrial development. However, the Project Area location as a whole is suitable for redevelopment. Redevelopment of the Project Area can also spur other redevelopment and rehabilitation projects outside of the Project Area.

The Redevelopment Sites Map, (Figure D), classifies properties within the Project Area into one of the following categories:

- 1. Vacant property zoned for industrial/ commercial development
- 2. Property owned by the Aurora Municipal Airport, annexed into the Village of Sugar Grove, zoned for industrial use, and available for lease to private businesses for airport-related activities (hangers, etc.). Such private leased properties are subject to property taxes on buildings (but not property).
- 3. Property controlled by the Aurora Municipal Airport and used or planned for use for airport activities (runways, etc.) and not available for private development.
- 4. Existing developed property that is currently occupied (May, 2011).
- 5. Existing developed property that is partially or completely vacant.

# VI – REDEVELOPMENT PROGRAM

This section describes the public and private improvements and activities anticipated to be made and undertaken to implement the Redevelopment Plan.

# PURPOSE OF THE REDEVELOPMENT PLAN

The Act defines the Redevelopment Plan as: "...the comprehensive program of the municipality for development or redevelopment intended by the payment of redevelopment project costs to reduce or eliminate those conditions the existence of which qualified the redevelopment project area as a 'blighted area' or 'conservation area' or combination thereof or 'industrial park conservation area,' and thereby to enhance the tax bases of the taxing districts which extend into the redevelopment project area" (65 ILCS 5/11-74.4-3(n), as amended).

Further, the Act states that for such areas, "It is hereby found and declared that in order to promote and protect the health, safety, morals, and welfare of the public, that blighted conditions need to be eradicated and conservation measures instituted, and that redevelopment of such areas be undertaken; that to remove and alleviate adverse conditions it is necessary to encourage private investment and restore and enhance the tax base of the taxing districts in such areas by the development or redevelopment of project areas. The eradication of blighted areas and treatment and improvement of conservation areas and industrial park conservation areas by redevelopment projects is hereby declared to be essential to the public interest" (65 ILCS 5/11-74.4-2(b), as amended).

The Future Land Use Plan (Figure E) illustrates proposed land uses. Ultimately, the Redevelopment Plan should help to better integrate the Project Area with adjacent uses, becoming an asset to the community and reversing decay.

# ELIGIBLE REDEVELOPMENT PROJECT COSTS

The various redevelopment expenditures that are eligible for payment or reimbursement under the Act are reviewed below. Following this review is a list of estimated redevelopment project costs that are deemed to be necessary to implement this Plan (the "Redevelopment Project Costs.")

In the event the Act is amended after the date of the approval of this Plan by the Village Board of Sugar Grove to (a) include new eligible redevelopment project costs, or (b) expand the scope or increase the amount of existing eligible redevelopment project costs (such as, for example, by increasing the amount of incurred interest costs that may be paid under 65 ILCS 5/11-74.4-3(q)(11)), this Plan shall be deemed to incorporate such additional, expanded or increased eligible costs as Redevelopment Project Costs under the Plan, to the extent permitted by the Act. In the event of such amendment(s) to the Act, the Village may add any new eligible redevelopment project costs as a line item in Table 3 or otherwise adjust the line items in Table 3 without amendment to this Plan, to the extent permitted by the Act. In no instance, however, shall such additions or adjustments result in any increase in the total Redevelopment Project Costs without a further amendment to this Plan.

Redevelopment project costs include the sum total of all reasonable or necessary costs incurred, estimated to be incurred, or incidental to this Plan pursuant to the Act. Such costs may include, without limitation, the following:

- a) Costs of studies, surveys, development of plans, and specifications, implementation and administration of the Redevelopment Plan including but not limited to staff and professional service costs for architectural, engineering, legal, financial, planning or other services (excluding lobbying expenses), provided that no charges for professional services are based on a percentage of the tax increment collected;
- b) The cost of marketing sites within the Project Area to prospective businesses, developers, and investors;
- c) Property assembly costs including, but not limited to, acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, site preparation and site improvements that serve as an engineered barrier addressing ground level or below ground environmental contamination, including, but not limited to parking lots and other concrete or asphalt barriers, and the clearing and grading of land;
- d) Costs of rehabilitation, reconstruction or repair or remodeling of existing public or private buildings, fixtures, and leasehold improvements; and the cost of replacing an existing public building if pursuant to the implementation of a redevelopment project the existing public building is to be demolished to use the site for private investment or devoted to a different use requiring private investment;
- e) Costs of the construction of public works or improvements subject to the limitations in Section 11-74.4-3(q)(4) of the Act;
- f) Costs of job training and retraining projects, including the cost of "welfare to work" programs implemented by businesses located within the redevelopment project area;

- g) Financing costs, including but not limited to, all necessary and incidental expenses related to the issuance of obligations and which may include payment of interest on any obligations issued there under including interest accruing during the estimated period of construction of any redevelopment project for which such obligations are issued, and for a period not exceeding 36 months following completion and including reasonable reserves related thereto;
- h) To the extent the Village by written agreement accepts and approves the same, all or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Redevelopment Plan;
- i) Relocation costs to the extent that the Village determines that relocation costs shall be paid or is required to make payment of relocation costs by Federal or state law or by Section 74.4-3(n)(7) of the Act (see "Relocation" section);
- j) Payment in lieu of taxes as defined in the Act;
- k) Costs of job training, retraining, advanced vocational education or career education, including but not limited to, courses in occupational, semi-technical or technical fields leading directly to employment, incurred by one or more taxing districts, provided that such costs; (i) are related to the establishment and maintenance of additional job training, advanced vocational education or career education programs for persons employed or to be employed by employers located in the Project Area; and (ii) when incurred by a taxing district or taxing districts other than the Village, are set forth in a written agreement by or among the Village and the taxing district or taxing districts, which agreement describes the program to be undertaken including but not limited to, the number of employees to be trained, a description of the training and services to be provided, the number and type of positions available or to be available, itemized costs of the program and sources of funds to pay for the same, and the term of the agreement. Such costs include, specifically, the payment by community college Act, 110 ILCS 805/3-37, 805/3-38, 805/3-40 and 805/3-40.1, and by school districts of costs pursuant to Sections 10-22.20a and 10-23.3a of the School Code, 105 ILCS 5/10-22.20a and 5/10-23.3a;
- l) Interest cost incurred by a redeveloper related to the construction, renovation or rehabilitation of a redevelopment project provided that:
  - 1. such costs are to be paid directly from the special tax allocation fund established pursuant to the Act;
  - 2. such payments in any one year may not exceed 30 percent of the annual interest costs incurred by the redeveloper with regard to the redevelopment project during that year;
  - 3. if there are not sufficient funds available in the special tax allocation fund to make the payment pursuant to this provision, then the amounts so due shall accrue and be payable when sufficient funds are available in the special tax allocation fund;
  - 4. the total of such interest payments paid pursuant to the Act may not exceed 30 percent of the total:
    - (i) cost paid or incurred by the redeveloper for such redevelopment project;
    - (ii) redevelopment project costs excluding any property assembly costs and any relocation costs incurred by the Village pursuant to the Act;

- m) Unless explicitly provided in the Act, the cost of construction of new privately-owned buildings shall not be an eligible redevelopment project cost;
- n) The cost of daycare services for children of employees from low-income families working for businesses located within the Project Area and all or portion of the cost of operation of day care centers established by Project Area businesses to serve employees from low-income families working in businesses located in the Project Area. For the purposes of this paragraph, "low-income families" means families whose annual income does not exceed 80% of the Village, county or regional median income as determined from time to time by the United States Department of Housing and Urban Development.

If a special service area has been established pursuant to the Special Service Area Tax Act, 35 ILCS 235/0.01 et seq., then any tax increment revenues derived from the tax imposed pursuant to the Special Service Area Tax Act may be used within the redevelopment project area for the purposes permitted by the Special Service Area Tax Act as well as the purposes permitted by the Act.

# PROPERTY ASSEMBLY

To meet the goals and objectives of this Redevelopment Plan, the Village may acquire and assemble property throughout the Project Area. Land assemblage by the Village may be by purchase, exchange, donation, lease, eminent domain or other programs and may be for the purpose of (a) sale, lease, or conveyance to private developers, or (b) sale, lease, conveyance or dedication for the construction of public improvements or facilities. Furthermore, the Village may require written redevelopment agreements with developers regarding any property acquisition. As appropriate, the Village may devote acquired property to temporary uses until such property is scheduled for disposition and development.

In connection with the Village exercising its power to acquire real property not currently identified herein, including the exercise of the power of eminent domain, under the Act in implementing the Redevelopment Plan, the Village will follow its customary procedures of having each site acquisition authorized by the Village Board. Acquisition of such real property as may be authorized by the Village Board. Acquisition of such real property as may be authorized by the Village Board does not constitute a change in the nature of this Redevelopment Plan.

Relocation assistance may be provided in order to facilitate redevelopment of portions of the Project Area, and to meet other Village objectives. Businesses legally occupying properties to be acquired by the Village may be provided with relocation advisory and financial assistance as determined by the Village.

# PROPERTY DISPOSITION

Property to be acquired by the Village as part of the Redevelopment Program may be assembled into appropriate redevelopment sites. As part of the redevelopment process the Village may: (i) sell, lease or convey such property for private redevelopment; or (ii) sell, lease or dedicate such property for construction of public improvements or facilities. Terms of conveyance shall be incorporated into appropriate disposition agreements, and may include more specific restrictions than contained in the Redevelopment Plan or in other municipal codes and ordinances governing the use of land or the construction of improvements.

## PUBLIC IMPROVEMENTS

The Village of Sugar Grove may install public improvements to enhance the Project Area as a whole, to support the Redevelopment Program, and to serve the needs of Project Area businesses. Lack of public improvements within the Project Area is one of the primary reasons why industrial development has been very limited to date within the Project Area. In particular, the lack of a looped water system and the lack of sanitary sewer service have significantly limited development. Drainage problems and poor pavement condition are also concerns that may be addressed through the TIF. Appropriate public improvements may include, but are not limited to:

- Vacation, removal, resurfacing, widening, reconstruction, construction, and other improvements to streets, alleys, pedestrian ways, and pathways;
- Installation of traffic improvements, viaduct improvements, street lighting and other safety and accessibility improvements;
- Installation, reconstruction, improvement or burial of public or private utilities;
- Beautification, lighting and signage of public properties;
- Maintenance of rights-of-way in privately owned properties;
- Demolition of obsolete or hazardous structures; and
- Improvements to publicly owned land or buildings to be sold or leased.

The Village may determine at a later date that certain listed improvements are no longer needed or appropriate and may remove them from the list, or may add new improvements to the list.

# CAPITAL COSTS OF TAXING DISTRICTS

The Village may reimburse all or a portion of the costs incurred by certain taxing districts in the furtherance of the objectives of this Redevelopment Plan.

# RELOCATION

The Village may reimburse all or a portion of the costs incurred for relocation resulting from redevelopment within the Project Area.

# JOB TRAINING

Separate or combined programs designed to increase the skills of the labor force to meet employers' hiring needs and to take advantage of the employment opportunities within the Project Area may be implemented.

# **DEVELOPER INTEREST COSTS**

Funds may be provided to developers for a portion of interest costs incurred by a developer related to the construction, renovation, or rehabilitation of a redevelopment project provided that:

- 1. Such costs are to be paid directly from the special tax allocation fund established pursuant to the Act;
- 2. Such payments in any one year may not exceed 30% of the annual interest costs incurred by the redeveloper with respect to the redevelopment project during that year.

# ESTIMATED PROJECT COSTS

Table 2 outlines the estimated costs of the Redevelopment Program.

ELIGIBLE EXPENSE	%	ESTIMATED COST
Administration, Studies, Surveys, Legal, Marketing, Etc.	12%	\$1,428,000
Property Assembly including Acquisition, Site Preparation and Demolition, Environmental Remediation	12%	\$1,428,000
Rehabilitation, reconstruction, repair or remodeling	4%	\$476,000
Public Works or Improvements and Capital cost of taxing districts <sup>(1)</sup>	71%	\$8,449,000
Job Training and Retraining	.2%	\$23,800
Relocation Costs	.8%	\$95,200
Total Redevelopment Costs (2) (3) (4)	100%	\$11,900,000

Table 2: Estimated Redevelopment Project Costs

Notes:

- 1. Public improvements may also include capital costs of taxing districts. Specifically, public improvements as identified in the Redevelopment Plan and as allowable under the Act may be made to property and facilities owned or operated by the Village or other public entities. As provided in the Act, to the extent the Village by written agreement accepts and approves the same, all or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred within a taxing district in furtherance of the objectives of the Redevelopment Plan.
- 2. The total Estimated Redevelopment Project Costs provides an upper limit on expenditures and adjustments may be made in line items without amendment to this Redevelopment Plan.
- 3. Total Redevelopment Project Costs exclude any additional financing costs, including any interest expense, capitalized interest and costs associated with optional redemptions. These costs are subject to prevailing market conditions and are in addition to Total Redevelopment Project Costs.
- 4. The amount of the Total Redevelopment Project Costs that can be incurred in the Project Area will be reduced by the amount of redevelopment project costs incurred in contiguous redevelopment project areas, or those separated from the Project Area only by a public right-or-way, that are permitted under the Act to be paid, and are paid, from incremental property taxes generated in the Project Area, but will not be reduced by the amount of redevelopment project costs incurred in the Project Area which are paid from incremental property taxes generated in contiguous redevelopment project areas or those separated from the Project Area only by a public right-or-way.
- 5. Increases in estimated Total Redevelopment Project Costs of more than five percent, after adjustment for inflation from the date of the Plan adoption, are subject to the Plan amendment procedures as provided under the Act.

# SOURCES OF FUNDS

The Act provides methods by which municipalities can finance eligible redevelopment project costs with incremental real estate tax revenues. Incremental tax revenue is derived from the increase in the current equalized assessed valuation (EAV) of real property within the Project Area over and above the certified initial EAV of the real property. Any increase in EAV is then multiplied by the current tax rate, resulting in the tax increment revenue. A decline in current EAV does not result in a negative real estate tax increment.

Funds necessary to pay for Redevelopment Project Costs and secure municipal obligations issued for such costs are to be derived primarily from Incremental Property Taxes. Other sources of funds which may be used to pay for Redevelopment Project Costs or secure municipal obligations are land disposition proceeds, federal, state, county, or local grants, investment income, private financing and other legally permissible funds the Village may deem appropriate. The Village may incur redevelopment project costs which are paid for from funds of the Village other than incremental taxes, and the Village may then be reimbursed from such costs from incremental taxes. Also, the Village may permit the utilization of guarantees, deposits and other forms of security made available by private sector developers.

The Village may utilize net incremental property taxes received from the Project Area to pay eligible Redevelopment Project Costs, or obligations issued to pay such costs, in other contiguous redevelopment project areas or other project areas separated only by a public right-of-way, and vice versa. The amount of revenue from the Project Area, made available to support such contiguous redevelopment project areas, or those separated only by a public right-of-way, when added to all amounts used to pay eligible redevelopment project costs within the Project Area, shall not at any time exceed the total Redevelopment Project Costs described in this Redevelopment Plan. The amount of revenue from the Project Area so made available, when added to all amounts used to pay eligible redevelopment project Area or other areas as described in the preceding paragraph, shall not at any time exceed the total Redevelopment Project Costs described in <u>Table 3</u> of this Redevelopment Plan.

In the event that adequate funds are not available as anticipated from aforementioned sources, the Village may utilize its taxing power to sustain the Redevelopment Project or repay obligations issued in connection therewith, to be reimbursed over time, if possible, from tax increment revenues.

# NATURE AND TERM OF OBLIGATIONS TO BE ISSUED

The Village may issue obligations secured by Incremental Property Taxes pursuant to Section 11-74.4-7 of the Act. To enhance the security of a municipal obligation, the Village may pledge its full faith and credit through the issuance of general obligation bonds. Additionally, the Village may provide other legally permissible credit enhancements to any obligations issued pursuant to the Act.

The redevelopment project shall be completed, and all obligations issued to finance redevelopment costs shall be retired, no later than December 31 of the year in which the payment to the Village Treasurer as provided in the Act is to be made with respect to ad valorem taxes levied in the twenty-third calendar year following the year in which the ordinance approving the Project Area was originally adopted, assuming the ordinance is adopted in 2012, December 31, 2035. Also, the final maturity date of any such obligations which are issued may not be later than 20 years from their respective dates of

issue. One or more series of obligations may be sold at one or more times in order to implement this Plan. Obligations may be issued on a parity or subordinated basis.

In addition to paying Redevelopment Project Costs, Incremental Property Taxes may be used for the scheduled retirement of obligations, mandatory or optional redemptions, establishment of debt service reserves and bond sinking funds. To the extent that Incremental Property Taxes are not needed for these purposes, and are not otherwise required, pledged, earmarked or otherwise designated for the payment of Redevelopment Project Costs, any excess Incremental Property Taxes shall then become available for distribution annually to taxing districts having jurisdiction over the Project Area in the manner provided by the Act.

One or more issues of obligations may be sold at one or more times in order to implement the Redevelopment Plan, as amended, and as it may be amended in the future. Obligations may be issued on a parity or subordinate basis.

The Village may, by ordinance, in addition to obligations secured by the tax allocation fund, pledge for a period not greater than the term of the obligations any part or any combination of the following:

- Net revenues of all or part of any redevelopment project;
- Taxes levied and collected on any or all property in the Village;
- The full faith and credit of the Village;
- A mortgage on part or all of a redevelopment project; and
- Any other taxes or anticipated receipts that the Village may lawfully pledge.

# EQUALIZED ASSESSED VALUATION

The purpose of identifying the most recent equalized assessed valuation ("EAV") of the Project Area is to provide an estimate of the initial EAV, which the Kane County Clerk will certify for the purpose of annually calculating the incremental EAV and incremental property taxes of the Project Area. The most recent (2010) equalized assessed valuation (EAV) of all the taxable parcels in the Project Area is approximately **\$9,606,327**. This total EAV amount, by PIN, is summarized in Appendix D. This EAV is based on 2010 EAV figures collected by TESKA and is subject to verification by the Kane County Clerk. After verification, the final figure shall be certified by the County Clerk of Kane County, Illinois. This certified amount shall become the Certified Initial EAV from which all incremental property taxes in the Project Area will be calculated by the County.

Upon completion of anticipated private development of the Project Area, it is anticipated that the equalized assessed valuation will be approximately **\$30,961,999**. The calculation assumes that assessments appreciate at a rate of 1% every year. Other new projects, rehabilitation of existing buildings, and appreciation of real estate values may result in substantial additional increases in equalized assessed valuation.

# VII – FINDINGS OF NEED FOR TAX INCREMENT FINANCING

Pursuant to the Act, the Village of Sugar Grove makes the following findings:

# PROJECT AREA NOT SUBJECT TO GROWTH

The Project Area has not been subject to appropriate growth and redevelopment through investment by private enterprise, and would not reasonably be anticipated to be developed without the adoption of the Redevelopment Plan. The lack of growth in the Project Area is supported by the following:

#### Presence of Blighting Factors

Lack of investment is evidenced by the extent and distribution of blighting factors, including deterioration of roadways and excessive vacancies. As elaborated upon in the Eligibility Study (Appendix A), the presence of these factors to such a significant degree illustrates that appropriate private investment, particularly for maintenance and improvements to property, has not been undertaken in the Project Area.

## PROJECT AREA AS LABOR SURPLUS MUNICIPALITY

The Project Area has exhibited a high level of unemployment as compared to the national unemployment level. Documentation as a Labor Surplus Municipality qualifies the Project Area as an Industrial Park Conservation Area and is supported by the following:

#### Unemployment Factors

Lack of employment opportunities is evidenced by the higher unemployment rate than the national average. A Labor Surplus Municipality is defined as a municipality in which the unemployment rate is higher than 6% and 100% or more of the national average. Local unemployment for Kane County in August 2011 was 9.9% and the national unemployment rate for the same period 9.1%, qualifying the Project Area as a Labor Surplus Municipality as documented in the Eligibility Study (Appendix A).

# VIII – FINANCIAL IMPACT OF REDEVELOPMENT

Without the adoption of the Redevelopment Plan and Program, the Project Area is not reasonably expected to be redeveloped by private enterprise. In the absence of Village-sponsored redevelopment, there is a prospect that blighting factors will continue to exist and spread, and the Project Area on the whole, in addition to adjacent properties, will become less attractive for the maintenance and improvement of existing buildings and sites. Erosion of the assessed valuation of property in and outside of the Project Area could lead to a reduction of real estate tax revenue to all taxing districts.

Implementation of the Redevelopment Project is expected to have significant short and long term positive financial impacts on the taxing districts affected by this Redevelopment Plan. In the short term, the Village's effective use of tax increment financing can be expected to stabilize existing assessed values in the Project Area, thereby stabilizing the existing tax base for local taxing agencies. In the long

term, after the completion of all redevelopment improvements and activities, the completion of redevelopment projects and the payment of all Redevelopment Project Costs and municipal obligations, the taxing districts will benefit from any enhanced tax base which results from the increase in EAV caused by the Redevelopment Program.

The Act requires an assessment of any financial impact of the Project Area on, or any increased demand for services from, any taxing district affected by the Plan and a description of any program to address such financial impacts or increased demand. The Village intends to monitor development in the Project Area and with the cooperation of the other affected taxing districts will attempt to ensure that any increased needs are addressed in connection with any particular development.

The replacement of vacant and underutilized property with non-residential development may cause increased demand for services and/or capital improvements to be provided by the following taxing districts. The estimated nature of these increased demands for services on these taxing districts, and the activities to address increased demand, are described below.

### Sugar Grove and Big Rock Townships

The development of vacant parcels or redevelopment of existing structures within the Project area is not anticipated to increase the demands of current services that the Township offers. Any increased demand for any Township provided services resultant from the Redevelopment Plan set forth in this document will be incidental in relation to the total operations of the Township. Therefore, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

### Sugar Grove and Big Rock Township Road Districts

The Sugar Grove Township Road and Bridge District maintains township roads and bridges. No new township roads or bridges are anticipated as a result of the Redevelopment Plan. While traffic will increase as a result of development within the Project Area, this traffic will be directed via municipal streets to the adjacent State and Federal Routes (II. Route 47 and U.S. Route 30) Therefore, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

## Sugar Grove Public Library District

As no new residents will be added as a result of this Redevelopment Plan, it is anticipated that the impact on the Public Library District will be minimal given the current size of its service area. As the redevelopment plan does not anticipate new residential development, no significant impact on the library district is anticipated and no program is set forth in the redevelopment plan.

#### Sugar Grove and Big Rock Park Districts

The industrial nature of anticipated development and/or redevelopment within the Project Area is anticipated to have minimal impact on the Park Districts, and any increase resulting from additional employees in the Project Area would only account for a small percentage of the total demands required of the respective District. Therefore, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

### Village of Sugar Grove

As a result of new development and/or redevelopment in the Project Area, the Village of Sugar Grove may experience increased demand for services such as police protection or maintenance of an expanded public infrastructure (water lines, roadways, etc.). No specific redevelopment projects or direct mitigations are set forth in the Redevelopment Plan. However, based on actual growth and development within the Project Area, certain eligible expenses may arise during the life of the TIF District.

### Sugar Grove Water Authority

The Sugar Grove Water Authority is the regional authority for approval of new water wells. The Village of Sugar Grove potable water wells currently have capacity to service this area and therefore the Sugar Grove Water Authority should not be directly impacted by the planned industrial development within the TIF. However, this demand will be dependent on actual development, and is difficult to predict at this time. Should eligible expenses for directly attributable costs occur, they may be appropriate for funding through the TIF District for additional water resources.

### Sugar Grove Community Building

The Sugar Grove Community House provides indoor rental meeting space for Park District and other community programs. The facility is primarily designed for use by Sugar Grove residents, and therefore should not be directly impacted by the planned industrial development within the TIF. If is possible that businesses within the TIF may seek to rent the facility for certain events, but it is assumed that the rental fee would cover any costs associated with the rental. As such, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

## Sugar Grove Fire District

The Sugar Grove Fire District's main fire station is located east of the project area at the intersection of Municipal Drive and U.S. Route 30. This location should facilitate access to properties within the Project Area. Additional demand for staffing and equipment may be needed to provide adequate protection for development. However, this demand will be dependent on actual development, and is difficult to predict at this time. Should eligible expenses for directly attributable costs occur, they may be appropriate for funding through the TIF District.

#### **Big Rock Fire District**

Approximately 14% of the Project Area is within the Big Rock Fire District. Depending on the location of future development, additional demand for staffing and equipment may be needed to provide adequate protection for development. However, this demand will be dependent on actual development, and is difficult to predict at this time. Should eligible expenses for directly attributable costs occur, they may be appropriate for funding through the TIF District.

## Kane County

The industrial nature of anticipated development and/or redevelopment within the Project Area is anticipated to have minimal to no impact on demand for County Services. Any increase in demand should not be so substantial as to warrant the hiring of additional staff or the need to increase services. Therefore, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

### Kane County Forest Preserve District

The industrial nature of anticipated development and/or redevelopment within the Project Area is anticipated to have minimal impact on the Forest Preserve District, and any increase resulting from additional employees in the Project Area would only account for a small percentage of the total demands required of the District. Therefore, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

### Kaneland C.U.S.D. #302

Approximately 86% of the Project Area is within the Kaneland C.U.S.D. #302. As no new residents will be added as a result of this Redevelopment Plan, no new school age children will be added to the school district. Since development and/or redevelopment activities will have no direct increase on the services of the school district, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

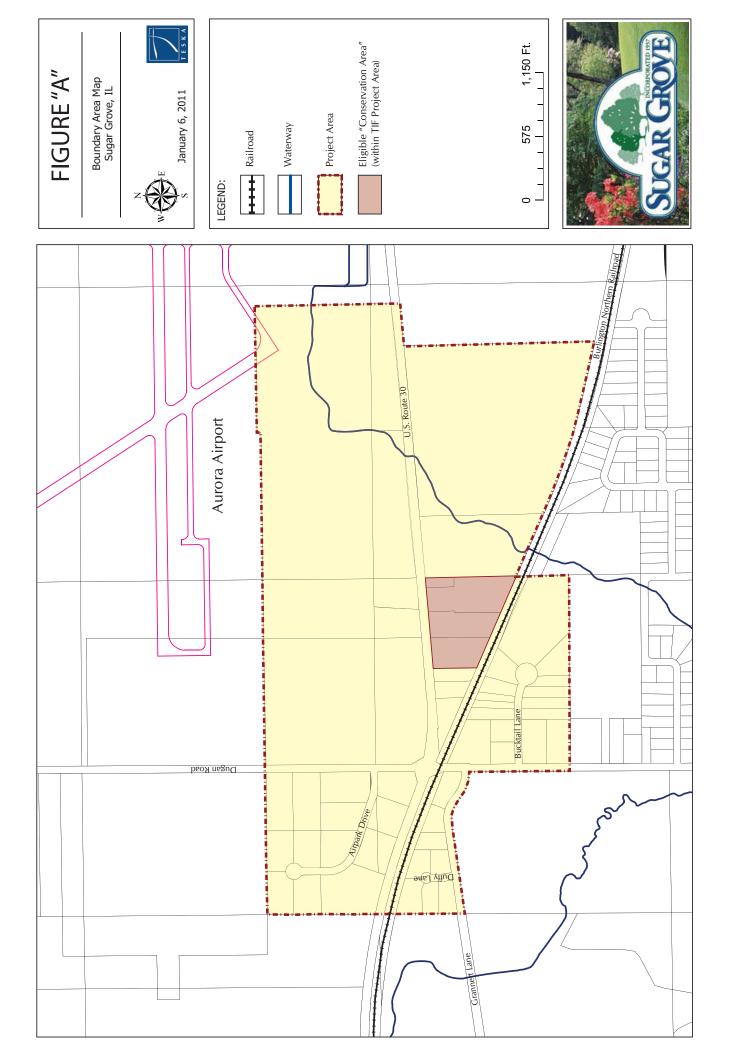
### Waubonsee College District #516

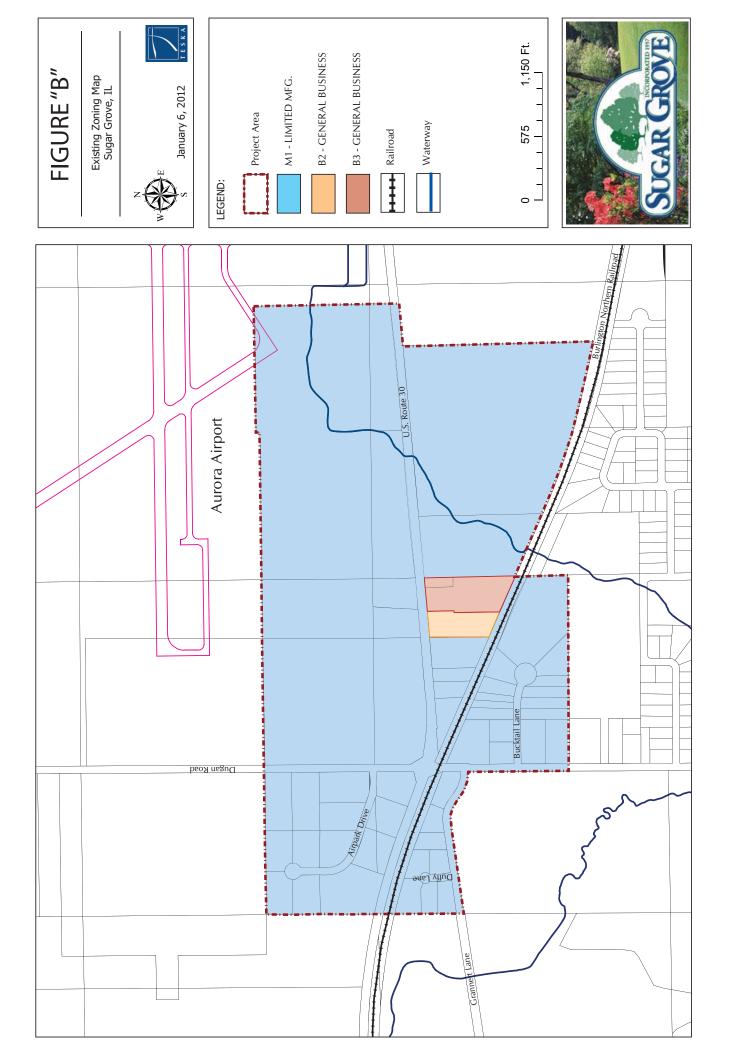
As no new residents will be added as a result of this Redevelopment Plan, no residents seeking educational opportunities will be directly added to the College District. While employees of the anticipated industrial developments may seek additional educational opportunities, such increase will be minimal and should not have a significant effect on the District. It is also possible that businesses may seek assistance from the District regarding job training or assistance through the College's Small Business Development Center. Funding has been allocated for potential job training within the TIF budget.

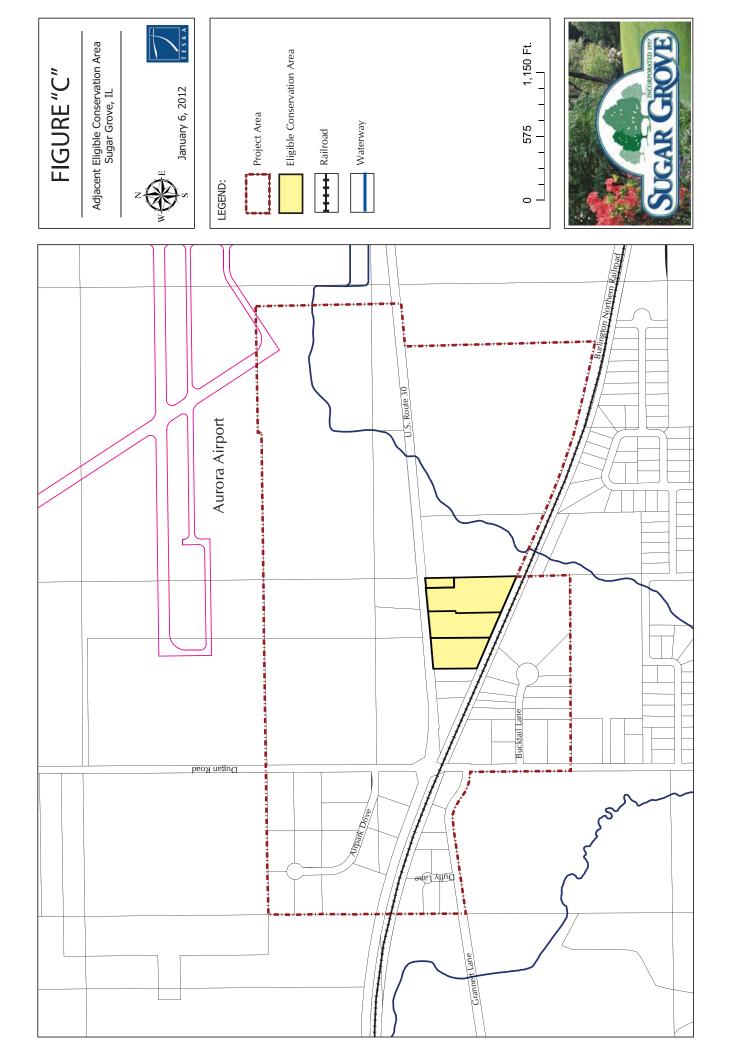
#### Hinckley-Big Rock CUSD #429

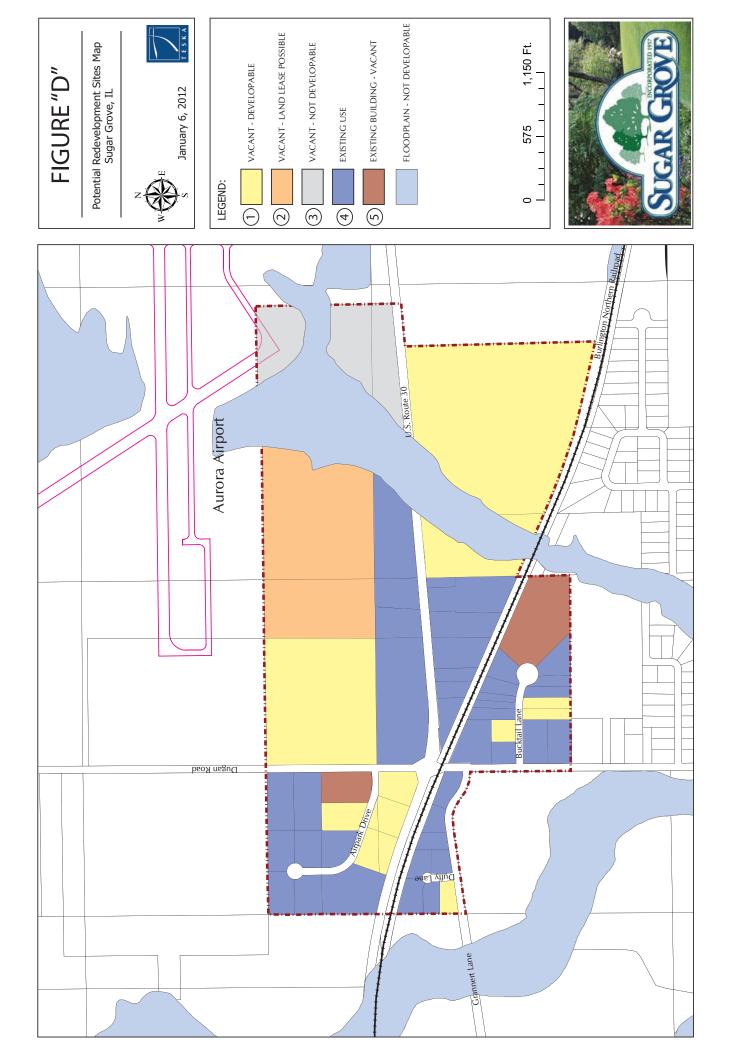
Approximately 14% of the Project Area is within the Hinckley School District. As no new residents will be added as a result of this Redevelopment Plan, no new school age children will be added to the school district. Since development and/or redevelopment activities will have no direct increase on the services of the school district, no redevelopment projects or direct mitigations are set forth in the Redevelopment Plan.

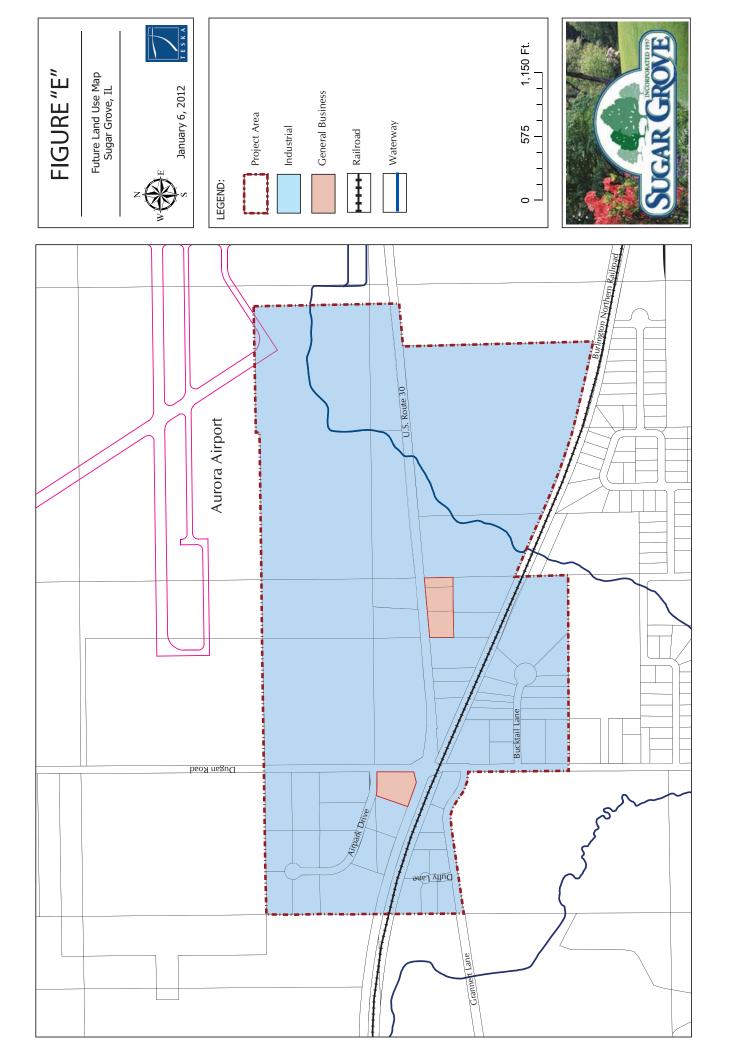
This proposed program to address increased demand for services or capital improvements provided by some or all of the impacted taxing districts is contingent upon: (i) the Redevelopment Program occurring as anticipated in the Redevelopment Plan, (ii) the Redevelopment Program resulting in demand for services sufficient to warrant the allocation of Redevelopment Project Costs, and (iii) the generation of sufficient incremental property taxes to pay for the Redevelopment Project Costs listed above. In the event that the Redevelopment Program fails to materialize, or involves a different scale of development than that currently anticipated, the Village may revise this proposed program to address increased demand, to the extent permitted by the Act, without amending this Redevelopment Plan.











# APPENDIX "A"

# INDUSTRIAL TAX INCREMENT FINANCING DISTRICT #1

## **ELIGIBILITY FINDINGS**

Village of Sugar Grove, Illinois



January 6, 2012

Prepared by: Teska Associates, Inc.



#### INTRODUCTION

Since the founding of the municipality, the Village of Sugar Grove has planned for a large area of industrial development on the north and west sides of the Aurora Municipal Airport. The area has the regional transportation access required by modern industrial and business uses. A strong connection to the regional roadway network is provided by U.S. Route 30, IL. Route 47, and IL. Route 56. The Aurora Municipal Airport, which features tower control, also is a major asset for location of corporate facilities. Finally, rail access via the intercontinental Burlington Northern Santa Fe Railway is also an advantage for the area. However, while some limited development has occurred over the past 20 or so years, development has been very slow due to limited access to key infrastructure such as good water flow (no looped system) and lack of sanitary sewer. In addition, several of the local roads are in need of significant improvements. Industrial users are looking for property that is fully served by utilities and ready for quick development, and this area is not currently in such a position. With the funding assistance that can be provided through TIF, the Village hopes to provide the needed infrastructure and spur new industrial development and resulting jobs.

The report that follows is an assessment of the eligibility of the Industrial Tax Increment Financing Study Area.



Sugar Grove – Industrial TIF #1 Eligibility Report Page 1

January 6, 2012

### TAX INCREMENT FINANCING

The Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11 - 74.4 - 1, et seq., as amended (the "Act"), stipulates specific procedures, which must be adhered to in designating a Project Area and amendments thereto. A **Redevelopment Project Area** is defined as:

"..an area designated by the municipality, which is not less in the aggregate than 1 ½ acres and in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as an industrial park conservation area, or a blighted area or a conservation area, or a combination of both blighted areas and conservation areas" (65 ILCS 5/11-74.4-3(p)).

#### Section 5/11-74.4-3(a) defines a "conservation area" as:

"...any improved area within the boundaries of a redevelopment project area located within the territorial limits of the municipality in which 50% or more of the structures in the area have an age of 35 years or more. Such an area is not yet a blighted area, but because of a combination of 3 or more of the following factors: dilapidation; obsolescence; deterioration; presence of structures below minimum code standards; illegal use of individual structures; excessive vacancies; lack of ventilation, light, or sanitary facilities; inadequate utilities; excessive land coverage and overcrowding of structures and community facilities; deleterious land use or layout; lack of community planning; environmental remediation costs impede development; decline or minimal marginal increase in equalized assessed valuation; is detrimental to the public safety, health, morals, or welfare and such an area may become a blighted area."

#### Per the Act, an "industrial park" means:

"an area in a blighted or conservation area suitable for use by any manufacturing, industrial, research or transportation enterprise, of facilities to include but not be limited to factories, mills, processing plants, assembly plants, packing plants, fabricating plants, industrial distribution centers, warehouses, repair overhaul or service facilities, freight terminals, research facilities, test facilities or railroad facilities."

#### Also per the Act, an "industrial park conservation area" means:

"an area within the boundaries of a redevelopment project area located within the territorial limits of a municipality that is a labor surplus municipality or within 1 1/2 miles of the territorial limits of a municipality that is a labor surplus municipality if the area is annexed to the municipality; which area is zoned as industrial no later than at the time the municipality by ordinance designates the redevelopment project area, and which area includes both vacant land suitable for use as an industrial park and a blighted area or conservation area contiguous to such vacant land."

And finally, per the Act a "labor surplus municipality" means:

"A municipality in which, at any time during the 6 months before the municipality by ordinance designates an industrial park conservation area, the unemployment rate was over 6% and was also 100% or more of the national average unemployment rate for that same time as published in the United States Department of Labor Bureau of Labor Statistics publication entitled "The Employment Situation" or its successor publication. For the purpose of this subsection, if

unemployment rate statistics for the municipality are not available, the unemployment rate in the municipality shall be deemed to be the same as the unemployment rate in the principal county in which the municipality is located."

Determination of eligibility of the Sugar Grove Industrial TIF Redevelopment Project Area for tax increment financing is based on a comparison of data gathered through field observations by Teska Associates, Inc. (Teska), document and archival research, and information provided by the Village of Sugar Grove against the eligibility criteria set forth in the Act.

This report summarizes the analyses and findings of the Village's planning consultant, Teska Associates, Inc. Teska has prepared this report with the understanding that the Village would rely on: (1) the findings and conclusions of this report in proceeding with the designation of the Study Area as a Redevelopment Project Area under the Act; and (2) the fact that Teska has obtained the necessary information to conclude that the Study Area can be designated as a Redevelopment Project Area in compliance with the Act.

The Sugar Grove Industrial TIF Redevelopment Project Area is eligible for designation as an "industrial park conservation area" based on the presence of industrially zoned parcels that are vacant and suitable for use as an industrial park, and are adjacent to parcels that qualify as a conservation area as defined in the Act.

#### **Description of the Redevelopment Project Area**

The Project Area includes fifty-eight (58) parcels (see Figure "A"), containing thirty-three (33) principal structures. The total area of the Project Area is approximately three hundred and five (305) acres.

#### **Existing Conditions**

The present condition and location of the Project Area inhibits development potential. This report elaborates further on the specific conditions which have contributed to this decline.

#### ELIGIBILITY FINDINGS (INDUSTRIAL PARK CONSERVATION AREA)

As noted in the preceding definitions, qualification of the area as an "industrial park conservation area" is based on unemployment rates. As of **August 2011**, the following unemployment rates were reported by the U.S. Bureau of Labor Statistics (<u>www.bls.gov</u>)).

National Unemployment Rate	(9.1% - August 2011)
Illinois Unemployment Rate	(10.0% - August 2011)
Kane County Unemployment Rate	(9.9% - August 2011)

Based on the Act, the Redevelopment Project Area qualifies as an industrial park conservation area based on the following facts:

- With a population of approximately 8,997 (2010 U.S. Census), the U.S. Bureau of Labor Statistics does not provide a separate unemployment rate for the Village of Sugar Grove.
- Per the Act, in cases where a municipal unemployment rate is not available, the applicable County rate (in this case, Kane County) is used to determine TIF eligibility.
- Sugar Grove, per the Act, is a labor surplus municipality. The Kane County unemployment rate in August, 2011 was 9.9%, which is clearly higher than the minimum 6% outlined in the Act and 0.8% higher than the national unemployment rate.
- The majority of the property within the Redevelopment Project Area is zoned for industrial use. M1 – Limited Manufacturing District is the predominate zoning category. The Redevelopment Project Area contains predominantly vacant land suitable for use as an industrial park and includes within and is contiguous to an area eligible as a conservation area as documented in the following section – Eligibility Findings (Adjacent Conservation Area).

#### ELIGIBILITY FINDINGS (ADJACENT CONSERVATION AREA)

Teska Associates, Inc. conducted a field survey of every property in the Project Area and surrounding adjacent parcels. Based on an inspection of the exteriors of buildings and grounds, field notes were taken to record the condition for each parcel. This survey occurred on May 10, 2011 and again in September 2011.

In order to be designated as a conservation area, at least 50% of structures must be 35 years or more in age. Additionally, a combination of at least three of the other blighting factors must be present to a meaningful extent and reasonably distributed throughout the Project Area (or in this case, reasonably distributed throughout the adjacent eligible conservation area (see Figure "C")). This adjacent conservation area is located within the Project Area between U.S. Route 30 and the Burlington Northern Santa Fe Railway, containing 4 parcels and covering 12.29 acres.

#### Age of Buildings

The characteristic of age presumes the existence of problems or limiting conditions resulting from normal and continuous use of structures and exposure to the elements over a period of many years. As a rule, older buildings typically exhibit more problems than buildings constructed in later years because of longer periods of active usage (wear and tear) and the impact of time, temperature and moisture. Additionally, older buildings tend not to be well suited for modern-day uses because of contemporary space and development standards.

Based on Kane County Assessors records and the observed style and construction methods of the structures, 2 out of 4 principal structures (50%) in the Adjacent Eligible Conservation Area are more than 35 years old.

The extent and distribution of this age characteristic does significantly contribute toward designation as a conservation area.

#### Dilapidation

Dilapidation refers to an advanced state of disrepair of buildings or improvements or the neglect of necessary repairs, causing the building or improvement to fall into a state of decay. At a minimum, dilapidated buildings should be those with critical defects in primary structural components (roof, bearing walls, floor structure, and foundation), building systems (heating, ventilation, lighting, and plumbing), and secondary structural components in such combination and extent that (i) major repair is required or, (ii) the defects are so serious and so extensive that the buildings must be removed.

The exterior field survey conducted by Teska Associates, Inc. found no primary structures that displayed this type of extreme physical state. There is, however, a small farming silo that could be classified as dilapidated under this category.

Therefore this factor does not significantly contribute to the designation as a conservation area.

#### Obsolescence

According to Illinois Department of Revenue definitions, an obsolete building or improvement is one which is becoming obsolete or going out of use - not entirely disused, but gradually becoming so. Thus, obsolescence is the condition or process of falling into disuse. Obsolescence, as a factor, should be based upon the documented presence and reasonable distribution of buildings and other site improvements evidencing such obsolescence. Examples include the following sub categories:

#### Functional Obsolescence

Structures are typically built for specific uses or purposes with design, location, height and space arrangement each intended for a specific occupancy at a given time. Buildings are obsolete when they contain characteristics or deficiencies, which limit the re-use and marketability of such buildings. The characteristics may include loss in value to a property resulting from an inherent deficiency existing from poor or out-dated design or layout, improper orientation of building on site, etc., which detracts from the overall usefulness or

desirability of a property. Obsolescence in such buildings is typically difficult and expensive to correct.

The exterior field survey conducted by Teska Associates, Inc. found no primary structures that displayed functional obsolescence. Therefore this factor does not significantly contribute to the designation as a conservation area.

#### Obsolete Site Improvements

Site improvements, including sewer and water lines, public utility lines (gas, electric and telephone), roadways, parking areas, parking structures, sidewalks, curbs and gutters, lighting, etc., may also evidence obsolescence in terms of their relationship to contemporary development standards for such improvements. Factors of this obsolescence may include inadequate utility capacities, outdated designs, etc.

The exterior field survey conducted by Teska Associates, Inc. found no instances of obsolete site improvements. However, the water system in this area is not looped, which reduces water pressure and flows for fire protection. Therefore, this type of obsolescence is not a contributing factor towards the designation of the Project Area as a conservation district.

#### Obsolete Platting

Obsolete platting would include parcels of limited or narrow size and configuration or parcels of irregular size or shape that would be difficult to develop on a planned basis and in a manner compatible with contemporary standards and requirements. Platting that created inadequate right-of-way widths for streets, alleys and other public rights-of-way or which omitted easements for public utilities, should also be considered obsolete.

In reviewing the platting of the area, three (3) of the four (4) parcels are of sufficient size and shape for contemporary development. The remaining parcel is very small (approximately ½ acre) and not suitable for development. There is an existing residential home currently located on this parcel. All parcels front onto Rt. 30 and have adequate access. Therefore, obsolete platting does not contribute to the designation of the area as a conservation district.

In conclusion, obsolescence in all 3 relevant categories (functional, site improvements and platting), was found **not** to be a significant contributing factor toward the designation as a conservation area.

#### Deterioration

Deterioration refers to physical deficiencies or disrepair in buildings or site improvements requiring treatment or repair.

#### Deterioration of Buildings

Buildings in a state of deterioration exhibit defects, which are not easily correctable in the course of Such buildings may be normal maintenance. classified as deteriorating or in an advanced stage of deterioration, depending upon the degree or extent of defects. This would include buildings with major defects in the secondary building components (e.g., doors, windows, porches, gutters and downspouts, fascia materials, etc.), and major defects in primary building components (e.g., foundations, frames, roofs, etc.), respectively.

Deterioration of structures occurs, to one extent or another, on three (3) out of four (4) primary buildings (75%). Examples of problematic conditions include broken windows and doors, loose gutters, deteriorated brickwork/masonry, cracks in foundations, deteriorating roofs, etc. (Note: the deteriorating vacant restaurant is in the process of rehabilitation at the time of this report). This concentration of deterioration causes it to be a major contributing factor towards designation as а conservation area due to the impact on marketability and viability.

#### Deterioration of Surface Improvements

The conditions of roadways, alleys, curbs, gutters, sidewalks, off-street parking and surface storage areas may also evidence deterioration through surface cracking, crumbling, potholes, depressions, loose paving materials, and weeds protruding through the surface. The condition of roadways are generally poor and in need of resurfacing. Major instances of deteriorated driveways and off-street parking areas were noted on all parcels. The vacant restaurant parcel also contains an old freestanding sign in Deterioration of Surface extreme disrepair.



Improvements occurs on four (4) out of four (4) parcels (100%). The concentration of deterioration causes it to be a major contributing factor towards designation as a conservation area due to the impact on marketability and viability.





There is significant deterioration of both buildings and surface improvements, causing these characteristics to be a major factor towards the designation as a conservation area.

#### Illegal Use of Individual Structures

This factor applies to the use of structures in violation of applicable national, state, or local laws, and not to legal, nonconforming uses. Examples of illegal uses may include, but not be limited to the following:

- Illegal home occupations;
- Conduct of any illegal vice activities such as gambling, drug manufacture or dealing, prostitution, sale and/or consumption of alcohol by minors;
- Uses not in conformance with local zoning codes and not previously grandfathered in as legal nonconforming uses;
- Uses in violation of national, state or local environmental and occupational safety and health regulations;
- > Uses involving manufacture, sale, storage or use of dangerous explosives and firearms.

The exterior field survey conducted by Teska Associates, Inc. found that all of the uses in the Project Area were legal uses. A review of the Village's building permit files confirms this finding. There are no other known uses in violation of Village, State or Federal regulations.

#### This factor, therefore, does not contribute to the designation as a conservation district.

#### Presence of Structures Below Minimum Code Standards

Structures below minimum code standards include all structures, which do not meet the standards of zoning, subdivision, building, housing, property maintenance, fire, or other governmental codes applicable to the property. The principal purposes of such codes are to require buildings to be constructed in such a way as to sustain safety of loads expected from this type of occupancy, to be safe for occupancy against fire and similar hazards, and/or establish minimum standards essential for safe and sanitary habitation. Structures below minimum code are characterized by defects or deficiencies, which presume to threaten health and safety.

The exterior field survey conducted by Teska Associates, Inc. did not identify parcels with structures that appeared to be below code. A review of the Village's building permit files and discussion with the Village's Building Commissioner confirmed this conclusion, with no structures with violations of the building code with respect to either the exterior or interior of the structures.

Since there is no presence of structures with significant code violations resulting in a blighting impact upon neighboring parcels on the block, this factor does not contribute to designation as a conservation area.

#### **Excessive Vacancies**

Establishing the presence of this factor requires the identification, documentation, and mapping of the presence of vacant buildings and vacant portions of buildings. Excessive vacancy refers to the

presence of buildings which are unoccupied or underutilized and which represent an adverse influence on the area because of the frequency, extent, or duration of such vacancies. It includes properties which evidence no apparent effort directed toward their occupancy or utilization and vacancies within buildings.

Of the four (4) primary structures, one (1) of them (25%) is presently vacant. <u>This is a significant</u> vacancy rate, and is therefore a contributing factor to the designation as a conservation area.

#### Lack of Ventilation, Light, or Sanitary Facilities

Many older structures fail to provide adequate ventilation, light or sanitary facilities as required by local building or housing codes. This is also a characteristic often found in illegal or improper building conversions. The criteria used for determining the presence of this factor can be found in local codes and ordinances, or in locally adopted national codes such as the Uniform Building Code, Building Officials Code of America (BOCA), and the Model Housing Code of the American Public Health Association (APHA). Lack of ventilation, light, or sanitary facilities is presumed to adversely affect the health and building occupants, e.g., residents, employees, or visitors.

Typical requirements for ventilation, light, and sanitary facilities include:

- Adequate mechanical ventilation for air circulation in spaces/rooms without windows, i.e., bathrooms, and dust, odor or smoke-producing activity areas;
- Adequate natural light and ventilation by means of skylights or windows for interior rooms/spaces, and proper window sizes and amounts by room area to window area ratios;
- Adequate sanitary facilities, i.e., garbage storage/enclosure, bathroom facilities, hot water, and kitchens; and
- > Adequate ingress and egress to and from all rooms and units.

None of the primary structures display this characteristic and therefore this factor does not significantly contribute to designation as a conservation area.

#### Inadequate Utilities

This factor relates to all underground and overhead utilities, including, but not limited to, storm sewers and storm drainage, sanitary sewers, water lines, and gas, telephone and electric service, which may be shown to be inadequate. Inadequate utilities would include those which are (i) of insufficient capacity to serve the uses in the redevelopment project and surrounding areas, (ii) deteriorated, antiquated, obsolete, or in disrepair or are lacking.

According to the Village's Department of Public Works, storm sewer, sanitary sewer and water main are not adequately sized or designed for future redevelopment. Existing power lines are overhead and in need of repair. Route 30 is crumbling and contains significant pothole damage, and lacks curb and gutter.

Therefore, inadequate utilities does contribute to designation as a conservation area.

#### Excessive Land Coverage and Overcrowding of Structures and Community Facilities

This factor may be documented by showing all instances where building coverage is excessive. Excessive land coverage refers to the over-intensive use of property and the crowding of buildings and accessory facilities onto a site. Problem conditions include buildings either improperly situated on the parcel or located on parcels of inadequate size and shape in relation to present-day standards of development for health and safety, and multiple buildings on a single parcel. The resulting inadequate conditions include such factors as insufficient provision for light and air, increased threat of spread of fires due to close proximity to nearby buildings, lack of adequate or proper access to a public right-of-way, lack of required off-street parking, and inadequate provision for loading and service. Excessive land coverage conditions are presumed to have an adverse or blighting effect on nearby development. This characteristic is viewed relative to its urban context, common practice, and contemporary development standards.

All four (4) parcels are of sufficient size for current uses, and existing buildings do not exhibit excessive land coverage on their respective parcels. Zoning requirements for maximum lot coverage are in compliance, however setback requirements are not in compliance.

Although setback issues are present to a limited extent, excessive land coverage and overcrowding of structures is not a significant contributing factor to designation as a conservation area.

#### Deleterious Land Use or Layout

Deleterious land uses include all instances of incompatible land-use relationships, buildings occupied by inappropriate mixed-uses, or uses which may be considered noxious, offensive or environmentally unsuitable.

The area contains one (1) industrial parcel, two (2) commercial parcels and one (1) residential parcel. The surrounding area consists primarily of farm land and a few small industrial developments. The most significant development and primary landowner in the area is the Aurora Airport located directly to the North across Route 30. The lone residential parcel (25%) is incompatible with surrounding industrial uses and the airport.

# Therefore, deleterious land use or layout does make a contribution to classification as a conservation district.

#### Lack of Community Planning

Lack of community planning may be a significant factor if the proposed Project Area developed prior to or without the benefit or guidance of a community plan. This means that no community plan existed or it was considered inadequate, and/or was virtually ignored during the time of the area's development. Lack of planning may be documented by establishing the date of adoption of the Village's Comprehensive Plan (or other plans which may be relevant) and determining whether the area developed before or after that date. This finding may be amplified by other evidence which shows the deleterious results of the lack of community planning, including cross-referencing other factors cited in the blight finding. The Village of Sugar Grove was incorporated in 1957, and its first Comprehensive Plan was created in the 1970's. The Village adopted its' first Future Land Use Plan in 1977. The existing house (1972) and industrial parcel (1969) are documented as constructed prior to adoption of a comprehensive plan. The motel also appears to be older than the comprehensive plan but records from the Kane County Assessor do not contain a date of building construction. However, this lack of planning has not resulted in parcels of inadequate size or lack of access, etc.

#### Therefore, lack of planning does not contribute to the designation as a conservation area.

#### Environmental Remediation Costs Impeding Development

This factor may be documented by determining if any requirements by the Illinois Environmental Protection Agency (IEPA), the United States Environmental Protection Agency (EPA), or any study conducted by a recognized independent expert consultant has resulted in the need to incur remediation costs for a site that have resulted in impeding further site redevelopment.

No known environmental issues are identified at this time and therefore environmental remediation does not contribute to the designation as a conservation area.

#### Decline or Minimal Marginal Increase in the Equalized Assessed Value

This factor can be cited if the total equalized assessed value of the Project Area has declined for 3 of the last 5 calendar years in which information is available, or is increasing at an annual rate that is less than the balance of the municipality for 3 of the last 5 calendar years for which information is available, or is increasing at an annual rate that is less than the Consumer Price Index for All Urban Consumers published by the United States Department of Labor or successor agency for 3 of the last 5 calendar years for which information is available.

The most recent data available from the Kane County Assessor's Office was gathered in May 2011. Based on information obtained from the Assessor's Office regarding the growth rate of equalized assessed value (EAV) for the whole Village over the last 5 years (years 2006 through 2010) and information from the U.S. Department of Labor regarding the growth rate of the Consumer Price Index for All Urban Consumers (CPI):

#### CHANGE IN EAV

PIN	2005	2006	CHANGE	2007	CHANGE	2008	CHANGE	2009	CHANGE	2010	CHANGE
1419100028	\$165,770.00	\$178,468.00	7.66%	\$186,696.00	4.61%	\$211,078.00	13.06%	\$214,678.00	1.71%	\$205,326.00	-4.36%
1419100031	\$38,453.00	\$41,399.00	7.66%	\$43,307.00	4.61%	\$45,490.00	5.04%	\$46,267.00	1.71%	\$44,249.00	-4.36%
1419100032	\$126,599.00	\$136,297.00	7.66%	\$142,580.00	4.61%	\$161,200.00	13.06%	\$84,225.00	-47.75%	\$80,553.00	-4.36%
1419100033	\$87,249.00	\$93,932.00	7.66%	\$98,262.00	4.61%	\$111,095.00	13.06%	\$112,995.00	1.71%	\$108,068.00	-4.36%
TOTAL	\$418,071.00	\$450,096.00	7.66%	\$470,845.00	4.61%	\$528,863.00	12.32%	\$458,165.00	-13.37%	\$438,196.00	-4.36%

\* Parcels did not decrease in 3 of the past 5 years

#### EAV COMPARISON WITH REMAINDER OF VILLAGE

YEAR	VILLAGE EAV (minus TIF area)	CHANGE	% CHANGE	PROJECT AREA % CHANGE
2005	\$236,500,385			
2006	\$291,920,585	\$55,420,200	23.43%	2.74%
2007	\$321,574,113	\$29,653,528	10.16%	6.61%
2008	\$335,095,253	\$13,521,140	4.20%	13.06%
2009	\$334,115,957	-\$979,296	-0.29%	-11.39%
2010	\$314,254,347	-\$19,861,610	-5.94%	2.64%

#### COMPARISON WITH CONSUMER PRICE INDEX

YEAR	CPI	CHANGE	% CHANGE	PROJECT AREA
2005	195.300			
2006	201.600	6.300	3.23%	7.66%
2007	207.342	5.742	2.85%	4.61%
2008	215.303	7.961	3.84%	12.32%
2009	214.537	-0.766	-0.36%	-13.37%
2010	218.056	3.519	1.64%	-4.36%

\* Parcels did not increase at annual rate less than that of CPI for 3 of past 5 years

As noted in the tables above, although the adjacent eligible conservation area does did not decrease in EAV for 3 of the past 5 years, or increase at a rate less than the CPI for 3 of the past 5 years, it did increase at a rate less than that of the entire Village of Sugar Grove for 3 of the past 5 years (2006, 2007 and 2009).

Therefore, decline or minimal marginal increase in the equalized assessed value for the parcels does contribute to the designation as a conservation area.

### Conclusion

The Redevelopment Project Area as a whole qualifies as a conservation area according to the criteria established by the Act, based on the predominance and extent of parcels exhibiting the following characteristics:

- 1. Age;
- 2. Deterioration of buildings and surface improvements;
- 3. Excessive vacancies;
- 4. Inadequate utilities;
- 5. Deleterious land use or layout; and
- 6. Decline in EAV.

Each of these factors contributes to the eligibility of the adjacent area as a conservation area.

#### **APPENDIX "B" – LEGAL DESCRIPTION**

THAT PART OF SECTIONS 13 AND 24 IN TOWNSHIP 38 NORTH, RANGE 6 EAST OF THE THIRD PRINCIPAL MERIDIAN AND THAT PART OF SECTIONS 18 AND 19 IN TOWNSHIP 38 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF AERO CORPORATE PARK SUBDIVISION: THENCE EASTERLY ALONG THE NORTH LINE OF SAID SUBDIVISION TO THE WEST LINE OF SAID SECTION 18; THENCE CONTINUING EASTERLY 1169.64 FEET, MORE OR LESS TO A POINT; THENCE CONTINUING EASTERLY 1830.30 FEET, MORE OR LESS TO THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 18; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTH LINE OF A PARCEL OF LAND, HAVING A P.I.N. OF 14-18-400-009, SAID LINE BEING 285.80 FEET, MORE OR LESS SOUTH OF THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 18; THENCE EASTERLY ALONG A LINE THAT IS PARALLEL WITH THE SOUTH LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER TO A POINT 170.30 FEET WEST OF THE EAST LINE OF SAID SECTION 18; THENCE SOUTHERLY, PARALLEL WITH SAID EAST LINE TO THE NORTH LINE OF U.S. HIGHWAY 30; THENCE WESTERLY ALONG SAID NORTH LINE TO THE INTERSECTION OF THE EAST LINE OF FARRAR-HEGERMAN SUBDIVISION EXTENDED NORTH: THENCE SOUTHERLY ALONG SAID EAST LINE TO THE NORTHERLY LINE OF THE BURLINGTON NORTHERN SANTA FE RAILROAD RIGHT OF WAY; THENCE NORTHWESTERLY ALONG SAID NORTH LINE TO THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 19; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE SOUTHEAST CORNER OF SUGAR GROVE INDUSTRIAL PARK UNIT 2; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID INDUSTRIAL PARK AND THE SOUTH LINE OF SUGAR GROVE INDUSTRIAL PARK UNIT 1 TO THE EAST LINE OF DUGAN ROAD; THENCE CONTINUING WESTERLY ON AN EXTENSION OF SAID SOUTH LINE 66.00 FEET TO THE WEST LINE SAID DUGAN ROAD; THENCE NORTH ALONG SAID WEST LINE TO THE SOUTH LINE OF GRANART ROAD; THENCE WESTERLY ALONG SAID SOUTH LINE TO THE INTERSECTION THE WEST LINE OF MARQUETTE INDUSTRIAL PARK EXTENDED SOUTHERLY; THENCE NORTHERLY ALONG SAID WEST LINE SAID LINE ALSO BEING THE EAST LINE OF THE WEST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 24, TO THE NORTHEAST CORNER OF SAID WEST HALF, THENCE NORTHERLY ALONG THE WEST LINE OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SAID SECTION 13 TO THE SOUTHWEST CORNER OF SAID AERO CORPORATE PARK SUBDIVISION: THENCE NORTHERLY ALONG THE WEST LINE OF SAID AERO CORPORATE PARK SUBDIVISION TO THE POINT OF BEGINNING.

1313476001	1419100031
1313476002	1419100032
1313476003	1419100033
1313476004	1419100034
1313476005	1419100035
1313477001	1419101003
1313477002	1419101004
1313477003	1419101005
1313477004	1419102001
1313477005	1419102002
1313477006	1419105001
1313477007	1419105002
1324226001	1419105003
1324226002	1419151001
1324226003	1419151003
1324226004	1419151004
1324226005	1419151005
1324226006	1419151006
1324226007	1419151007
1324226008	1419151008
1324227002	1419151009
1324227003	1419151010
1324227004	1419151011
1324501005	1419151012
1418300012	1419200015
1418300015	1419200016
1418400009	1419200017
1419100028	1419200019
1419100030	1419501003

### APPENDIX "D" – 2010 EQUALIZED ASSESSED VALUE (EAV)

PIN	EAV
1313476001	\$3,450.00
1313476002	\$8,049.00
1313476003	\$571,803.00
1313476004	\$268,266.00
1313476005	\$259,281.00
1313477001	\$451,968.00
1313477002	\$566,438.00
1313477003	\$171,815.00
1313477004	\$61,265.00
1313477005	\$340,722.00
1313477006	\$333,125.00
1313477007	\$251,298.00
1324226001	\$5,199.00
1324226002	\$204,476.00
1324226003	\$248,749.00
1324226004	\$93,433.00
1324226005	\$81,125.00
1324226006	\$151,068.00
1324226007	\$160,630.00
1324226008	\$30,074.00
1324227002	\$6,899.00
1324227003	\$4,050.00
1324227004	\$10,599.00
1324501005	\$0.00
1418300012	\$4,010.00
1418300015	\$0.00
1418400009	\$0.00
1419100028	\$205,326.00
1419100030	\$0.00

PIN	EAV
1419100031	\$44,249.00
1419100032	\$80,553.00
1419100033	\$108,068.00
1419100034	\$0.00
1419100035	\$1,649,726.00
1419101003	\$211,761.00
1419101004	\$28,973.00
1419101005	\$220,619.00
1419102001	\$525,124.00
1419102002	\$36,218.00
1419105001	\$210,041.00
1419105002	\$207,938.00
1419105003	\$113,168.00
1419151001	\$226,391.00
1419151003	\$186,752.00
1419151004	\$221,820.00
1419151005	\$435,717.00
1419151006	\$231,213.00
1419151007	\$258,982.00
1419151008	\$25,733.00
1419151009	\$25,733.00
1419151010	\$25,733.00
1419151011	\$12,869.00
1419151012	\$12,869.00
1419200015	\$0.00
1419200016	\$0.00
1419200017	\$3,433.00
1419200019	\$9,526.00
1419501003	\$0.00
TOTAL	\$9,606,327.00



BOUNDARY MAP INDUSTRIAL TIF DISTRICT #1 - AS AMENDED Sugar Grove, IL

0.3



0.45





BOUNDARY MAP INDUSTRIAL TIF DISTRICT #1 - AS AMENDED Sugar Grove, IL

0.3



0.45



#### 725 - SUGAR GROVE TIF 1

	x Code BR TIF Increm								
Commercial		0							
Farm		0							
Industrial	2,539,	736							
Local RailRoad		0							
Mineral		0							
Residential		0							
State RailRoad		0		Extensio	าร				
Total	2,539,	736							
					Local			State	
Districts	Rate	Commercial	Farm	Industrial	RailRoad	Mineral	Residential	Railroad	Total
BIG ROCK FIRE DISTRIC	0.613297	0.00	0.00	15,576.12	0.00	0.00	0.00	0.00	15,576.12
<b>BIG ROCK PARK DISTRIC</b>	0.092373	0.00	0.00	2,346.03	0.00	0.00	0.00	0.00	2,346.03
BIG ROCK TOWNSHIP	0.203395	0.00	0.00	5,165.70	0.00	0.00	0.00	0.00	5,165.70
BIG ROCK TWP ROAD DI	0.415860	0.00	0.00	10,561.75	0.00	0.00	0.00	0.00	10,561.75
HINCKLEY SCH DIST 429	4.948212	0.00	0.00	125,671.52	0.00	0.00	0.00	0.00	125,671.52
KANE COUNTY	0.309362	0.00	0.00	7,856.98	0.00	0.00	0.00	0.00	7,856.98
KANE FOREST PRESER\	0.128890	0.00	0.00	3,273.47	0.00	0.00	0.00	0.00	3,273.47
SUGAR GROVE TIF 1	0.000000	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUGAR GROVE VILLAGE	0.502922	0.00	0.00	12,772.89	0.00	0.00	0.00	0.00	12,772.89
WAUBONSEE COLLEGE	0.453416	0.00	0.00	11,515.57	0.00	0.00	0.00	0.00	11,515.57
Totals	7.667727	0.00	0.00	194,740.03	0.00	0.00	0.00	0.00	194,740.03

State Railroad

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

0.00

Total

11,237.78

4,682.02

699.92

232,029.49

24,710.65

9,867.87

6,844.74

2,752.58

5,226.03

18,268.98

16,470.64

332,867.75

77.05

0.00

#### 725 - SUGAR GROVE TIF 1

	x Code SG TIF Increm						
Commercial		673					
Farm	2,661,						
Industrial	926.						
Local RailRoad	,	0					
Mineral		0					
Residential		0					
State RailRoad		0		Extensio	ns		
Total	3,632,	567					
					Local		
Districts	Rate	Commercial	Farm	Industrial	RailRoad	Mineral	Residential
KANE COUNTY	0.309362	138.20	8,233.37	2,866.21	0.00	0.00	0.00
KANE FOREST PRESER\	0.128890	57.58	3,430.28	1,194.15	0.00	0.00	0.00
KANELAND C.U.S.D. 302	6.387480	2,853.48	169,996.58	59,179.43	0.00	0.00	0.00
SUGAR GROVE COMM B	0.019268	8.61	512.80	178.52	0.00	0.00	0.00
SUGAR GROVE FIRE DIS	0.680253	303.89	18,104.27	6,302.48	0.00	0.00	0.00
SUGAR GROVE LIBRARY	0.271650	121.35	7,229.70	2,516.81	0.00	0.00	0.00
SUGAR GROVE PARK DI	0.188427	84.18	5,014.80	1,745.76	0.00	0.00	0.00
SUGAR GROVE TIF 1	0.000000	0.00	0.00	0.00	0.00	0.00	0.00
SUGAR GROVE TOWNSH	0.075775	33.85	2,016.68	702.05	0.00	0.00	0.00
SUGAR GROVE TWP RO.	0.143866	64.27	3,828.85	1,332.91	0.00	0.00	0.00
SUGAR GROVE VILLAGE	0.502922	224.67	13,384.78	4,659.53	0.00	0.00	0.00
SUGAR GROVE WATER /	0.002121	0.95	56.45	19.65	0.00	0.00	0.00
WAUBONSEE COLLEGE	0.453416	202.55	12,067.23	4,200.86	0.00	0.00	0.00
Totals	9.163430	4,093.58	243,875.79	84,898.36	0.00	0.00	0.00

#### 725 - SUGAR GROVE TIF 1

Classification	Tax Code SG911 TIF Increment
Commercial	229,870
Farm	0
Industrial	0
Local RailRoad	0
Mineral	0
Residential	0
State RailRoad	0
Total	229,870

#### Extensions

Total	225,	010							
Districts	Rate	Commercial	Farm	Industrial	Local RailRoad	Mineral	Residential	State Railroad	Total
KANE COUNTY	0.309362	711.13	0.00	0.00	0.00	0.00	0.00	0.00	711.13
KANE FOREST PRESER\	0.128890	296.28	0.00	0.00	0.00	0.00	0.00	0.00	296.28
KANELAND C.U.S.D. 302	6.387480	14,682.90	0.00	0.00	0.00	0.00	0.00	0.00	14,682.90
SUGAR GROVE COMM B	0.019268	44.29	0.00	0.00	0.00	0.00	0.00	0.00	44.29
SUGAR GROVE FIRE DIS	0.680253	1,563.70	0.00	0.00	0.00	0.00	0.00	0.00	1,563.70
SUGAR GROVE LIBRARY	0.271650	624.44	0.00	0.00	0.00	0.00	0.00	0.00	624.44
SUGAR GROVE PARK DI	0.188427	433.14	0.00	0.00	0.00	0.00	0.00	0.00	433.14
SUGAR GROVE SSA 24	0.000000	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUGAR GROVE TIF 1	0.000000	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SUGAR GROVE TOWNSH	0.075775	174.18	0.00	0.00	0.00	0.00	0.00	0.00	174.18
SUGAR GROVE TWP RO.	0.143866	330.70	0.00	0.00	0.00	0.00	0.00	0.00	330.70
SUGAR GROVE VILLAGE	0.502922	1,156.07	0.00	0.00	0.00	0.00	0.00	0.00	1,156.07
SUGAR GROVE WATER /	0.002121	4.88	0.00	0.00	0.00	0.00	0.00	0.00	4.88
WAUBONSEE COLLEGE	0.453416	1,042.27	0.00	0.00	0.00	0.00	0.00	0.00	1,042.27
Totals	9.163430	21,063.98	0.00	0.00	0.00	0.00	0.00	0.00	21,063.98