

ORDINANCE 2015-042

PASSED: SEPTEMBER 14, 2015

AUTHORIZING A WAIVER OF ENGINEERING PLAN REVIEW AND INSPECTION FEES CONTEMPLATED BY CHAPTER 9 “ESTABLISHMENT OF FEES”, SECTION 9.05 “ENGINEERING PLAN REVIEW AND INSPECTION FEES” OF THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS FOR THE 3M EXPANSION PROJECT LOCATED AT 1650 MACOM DRIVE.

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et. seq.*; and,

WHEREAS, the City of DeKalb currently maintains Chapter 9 of the City Code, and Section 9.05 contemplates the imposition of a fee for Engineering Plan Review and Inspection services, which fee the City wishes to waive for the 3M expansion project located at 1650 Macom Drive, based upon the developer’s agreement to directly bear all costs incurred by the City in such review; and

WHEREAS, the City Council finds that the waiver promotes the public health, safety, welfare and morals;

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. Conditioned upon the City’s receipt of a Professional Services Reimbursement Agreement in form and content acceptable to the City Manager and the City’s receipt of an escrow deposit as required therein, the City shall waive collection of the Engineering Plan Review and Inspection Fee contemplated by Section 9.05 of the City Code, for the limited project known as the 3M expansion at 1650 Macom Drive in the City of DeKalb, Illinois. This fee shall not be waived for any other project, nor for any other portion of Park 88, except with the express approval of the City Council of the City of DeKalb.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.

Section 4. This Ordinance shall be in full force and effect after passage and publication pursuant to law. Publication date: September 15, 2015. Effective date: September 25, 2015.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 14th day of September, 2015 and approved by me as Mayor on the same day. First Reading, Recommended Waiver of Second Reading and Passage. Passed by a roll call vote of 7-0-1. Aye: Finucane, Marquardt, Snow, Noreiko, Baker, O’Leary, Rey. Nay: None. Absent: Jacobson.

ATTEST:


JENNIFER JEEP JOHNSON, City Clerk




JOHN A. REY, Mayor