

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)



Doc#: 1421115091 Fee: \$52.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 07/30/2014 12:46 PM Pg: 1 of 8

CERTIFICATION

I, LUS E. CHAVEZ, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Burnham, Cook County, Illinois, and as such Village Clerk, I am the keeper of the official journal, records, papers, entries, documents, Resolutions and Ordinances of the Village of Burnham and of the Village President and Board of Trustees of the Village of Burnham (the "Corporate Authorities") and that attached is a full, true, and correct copy of ORDINANCE NO. 2014-O-005 now on file in my office entitled:

AN ORDINANCE ADDING SECTION 86-353.5. TO ARTICLE X. REAL ESTATE TRANSFER TAX* OF THE CODE OF ORDINANCES, VILLAGE OF BURNHAM, ILLINOIS

I further certify that said Ordinance No. 2014-O-005 was duly passed on roll call vote by the Board of Trustees of the Village of Burnham, Cook County, Illinois, on the 8th day of July, 2014, and approved by the Village President (Mayor) on the 18th day of July, 2014, and that said Ordinance attached is now in full force and effect and has not been rescinded.

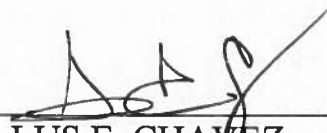
I do further certify that the deliberations of the Corporate Authorities on the passage of said Ordinance was taken openly, that the vote on the passage of said Ordinance was taken openly; that said meeting was held at a specified time and place convenient to the public; that notice of said meeting was duly given to all newspapers, radio or television stations and other news media requesting such notice; and that said meeting was called and held in strict compliance with the provisions of "AN ACT in relation to meeting", approved July 11, 1957, as amended, and the Illinois Municipal Code, as amended, and that the Corporate

Authorities have complied will all of the provisions of said Act and said Codes and with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I have hereunto set my hand as Village Clerk of the Village of Burnham and have hereunto affixed the seal of said Village of Burnham this 28th day of July, 2014.



(SEAL)



LUS E. CHAVEZ
Village Clerk

VILLAGE OF BURNHAM

ORDINANCE NO. 2014-O-005

AN ORDINANCE ADDING SECTION 86-353.5. TO ARTICLE X. REAL ESTATE TRANSFER TAX* OF THE CODE OF ORDINANCES, VILLAGE OF BURNHAM, ILLINOIS

WHEREAS, the Village of Burnham, Cook County, Illinois (the "Village") has elected by referendum on March 11, 1980 to become a home rule unit, and, accordingly, pursuant to the provisions of the Constitution of the State of Illinois of 1970, particularly, Article VII, Section 6(a) thereof, the Village is a home rule unit; and

WHEREAS, pursuant to the powers of a home rule unit set forth in Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970, the Village may exercise any power and perform any function pertaining to its government and affairs including, but not limited to the power to regulate for the protection of the public health, safety, morals and welfare; to license; to tax; and to incur debt; and

WHEREAS, the Corporate Authorities of the Village deemed it advisable and in the best interests of the Village that the Village Clerk shall not issue a real estate transfer tax stamp unless the Village's water charges, garbage collection fees, and sewer use and services tax plus penalties related to the parcel are paid in full and unless the declaration form contains information necessary for the billing

and collection of the final water charges, garbage collection fees, and sewer use and services tax plus penalties.

BE IT ORDAINED by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, in the exercise of its home rule power, as follows:

Section 1. The Corporate Authorities of the Village hereby find that all of the recitals contained in the preambles of this Ordinance are true, correct, and complete and do hereby incorporate them into this Ordinance by this reference as if they were set forth verbatim in this section.

Section 2. The Code of Ordinances, Village of Burnham, Illinois is hereby amended by adding a section to be numbered Sec. 86-353.5., which section reads as follows:

Sec. 86-353.5. Payment of water, garbage, and sewer charges.

The village clerk shall not issue a real estate transfer stamp unless the village's water charges, garbage collection fees, and sewer use and services tax plus penalties related to the parcel are paid in full and unless the declaration form contains information necessary for the billing and collection of the final water charges, garbage collection fees, and sewer use and services tax plus penalties.

Section 3. A copy of this Ordinance, properly certified by the Village Clerk, shall be filed in the Office of the Recorder of Deeds of Cook County, Illinois, and shall be deemed notice to all owners of real estate of their liability pursuant to “The Real Estate Transfer Tax Act” of the Village applicable to their properties, and it shall be the duty of the Village Clerk and such other officers of the Village to take all action necessary or required by the laws of the State of Illinois thereunto enabling to file all claims and liens for money due the Village and to prosecute and enforce such claims in the manner, form and time as permitted by the laws of the State of Illinois.

Section 4. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 5. If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance or the application thereto any person or circumstance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such decision shall not affect the validity of the remaining sections, subsections paragraphs, sentences, clauses, or phrases of this Ordinance or the application of such portion to other persons or circumstances but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any portion.

Section 6. This Ordinance shall be in full force and effect after its passage, approval and publication according to law.

Section 7. This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such Ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or, (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the Corporate Authorities of the Village of Burnham that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, that this Ordinance should supersede state law in that regard within its jurisdiction.

Section 8. This Ordinance shall be published in pamphlet form by the authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois.


PASSED by the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois, this 8th day of July, 2014.

ROLL CALL VOTE:

AYES: Trustees John Cap, Reynaldo Espino, Grace Garcia, Carmella Richardson, Brenda Greer and Travis Claybrooks

NAYS: None

ABSENT: None

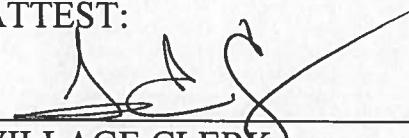


VILLAGE CLERK

APPROVED by me this 18th day of July, 2014.



VILLAGE PRESIDENT (MAYOR)


ATTEST:


VILLAGE CLERK

(SEAL)

Recorded in Village Records: July 18, 2014

Published in pamphlet form by authority of the Village President (Mayor) and Board of Trustees of the Village of Burnham, Cook County, Illinois on July 18, 2014.

ATTEST:


VILLAGE CLERK

(SEAL)

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Burnham, Cook County, Illinois, (the "Village"), and as such official, I am the keeper of the official journal of proceedings, books, records, papers, minutes, entries, documents, resolutions, ordinances, and files of the Village and of the President and Board of Trustees, (the "Corporate Authorities"), thereof.

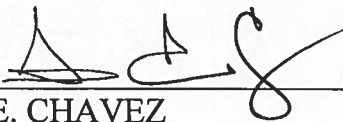
I do further certify that on the 18th day of July, 2014, there was published in pamphlet form, by authority of the Corporate Authorities of the Village, a true, correct, and complete copy of ORDINANCE NO. 2014-O-005 of the Village entitled:

"AN ORDINANCE ADDING SECTION 86-353.5. TO ARTICLE X. REAL ESTATE TRANSFER TAX* OF THE CODE OF ORDINANCES, VILLAGE OF BURNHAM, ILLINOIS"

and that said Ordinance as so published was on said date readily available for public inspection and distribution, in sufficient number, at my office as Village Clerk located in the Village.

IN WITNESS WHEREOF, I have affixed hereunto my official signature as Village Clerk of the Village and the seal of the Village this 18th day of July, 2014.

(SEAL)



LUS E. CHAVEZ
Village Clerk