



Legislation Text

File #: 3273, Version: 0

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE authorizing the execution of a termination of plan contract terminating the tax increment financing plan for Solarwoods and Solarstone Business Park, Phase No. 2, repealing certain previously enacted ordinances, and authorizing other related actions in connection with the redevelopment of certain property within the County.

ORDINANCE # 3273, July 8, 2002

INTRODUCED BY Victor E. Callahan, County Legislator

WHEREAS, the Legislature has established the Jackson County, Missouri Tax Increment Financing Commission (the "Commission") pursuant to the Real Property Tax Increment Allocation Redevelopment Act, Sections 99.800 to 99.865 of the Revised Statutes of Missouri, as amended (the "TIF Act"); and,

WHEREAS, the Commission considered a redevelopment plan and project entitled "Tax Increment Financing Plan for SolarWOODS and SolarSTONE Business Park, Phase No. 2" (the "1991 Redevelopment Plan") and the designation of a redevelopment area described in the 1991 Redevelopment Plan (the "Redevelopment Area"); and

WHEREAS, pursuant to its Resolution No. 4 and Resolution No. 5, the Commission, after giving all notices required by the TIF Act and holding a public hearing at which all interested parties had an opportunity to be heard and at which the Commission heard and considered all protests and objections concerning the 1991 Redevelopment Plan and the Redevelopment Area, voted to recommend to the Legislature that the Redevelopment Area be designated a "redevelopment area" and that the 1991 Redevelopment Plan and certain redevelopment projects set forth therein (the "1991 Projects") be approved; and

WHEREAS, after due consideration of the Commission's recommendation and after making each of the findings required by Section 99.810 of the TIF Act, the Legislature adopted Ordinance 2061 and 2070 (the "1991 Redevelopment Plan Ordinances") designating the Redevelopment Area as a "redevelopment area," and approving the 1991 Redevelopment Plan and the 1991 Projects; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, as follows:

Section 1. Approval of Termination of the 1991 Redevelopment Plan and the Termination of Plan Contract. The County hereby approves the termination of the 1991

Redevelopment Plan and the Termination of Plan Contract in substantially the form attached hereto as Exhibit A, and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

Section 2. Repeal of Ordinances. Ordinance Nos. 2061 and 2070 are hereby repealed and rescinded and said ordinances shall have no force and effect from and after the effective date of this Ordinance.

Section 3. Severability. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance shall be severable. In the event that any such section, paragraph, sentence, clause, or phrase of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this Ordinance are valid, unless the court finds the valid portions of the Ordinance are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the County has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

Section 4. Effective Date. This Ordinance shall be in force and become effective immediately upon passage of this Ordinance.

Effective Date: This Ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

County Counselor

I hereby certify that the attached Ordinance, Ordinance # 3273 introduced on July 8, 2002 was duly passed on _____ July 22 _____, 2002 by the Jackson County Legislature. The votes thereon were as follows:

Yeas _____ 9 _____ Nays _____ 0 _____

Abstaining _____ 0 _____ Absent _____ 0 _____

This Ordinance is hereby transmitted to the County Executive for her signature.

Date

Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance # 3273.

Date

Katheryn J. Shields, County Executive