

## ORDINANCE 2014-26

### AMENDING CHAPTER 94 TAXATION ARTICLE III. MUNICIPAL UTILITY TAX, SECTION 94-63 TAX IMPOSED IN THE CODE OF ORDINANCES, VILLAGE OF NILES

**NOW, THEREFORE, BE IT ORDAINED**, by the President and the Board of Trustees of the Village of Niles, Cook County, Illinois, as follows:

**SECTION 1:** Chapter 94 Taxation, Article III. Municipal Utility Tax, Section 94-63 Tax imposed shall be amended as follows:

#### **Sec. 94-63. Tax imposed.**

(a) A tax is imposed on all persons engaged in the following occupations or privileges pursuant to 65 ILCS; 5/8-11-2. The privilege of using or consuming electricity acquired in a purchase at retail and used or consumed within the corporate limits of the municipality at the following rates, calculated on a monthly basis for each purchaser:

- 1) For the first 2,000 kilowatt-hours used or consumed in a month;  
~~-.347~~ .416 cents per kilowatt-hour;
- 2) For the next 48,000 kilowatt-hours used or consumed in a month;  
~~-.227~~ .272 cents per kilowatt-hour;
- 3) For the next 50,000 kilowatt-hours used or consumed in a month;  
~~-.205~~ .246 cents per kilowatt-hour;
- 4) For the next 400,000 kilowatt-hours used or consumed in a month;  
~~-.199~~ .239 cents per kilowatt-hour;
- 5) For the next 500,000 kilowatt-hours used or consumed in a month;  
~~-.193~~ .232 cents per kilowatt-hour;
- 6) For the next 2,000,000 kilowatt-hours used or consumed in a month; ~~-.182~~ .218 cents per kilowatt-hour;
- 7) For the next 2,000,000 kilowatt-hours used or consumed in a month; ~~-.179~~ .215 cents per kilowatt-hour;
- 8) For the next 5,000,000 kilowatt-hours used or consumed in a month; ~~-.176~~ .211 cents per kilowatt-hour;
- 9) For the next 10,000,000 kilowatt-hours used or consumed in a month; ~~-.173~~ .208 cents per kilowatt-hour;

10) For all electricity used or consumed in excess of 20,000,000 kilowatt-hours in a month; ~~170~~ 204 cents per kilowatt-hour.

~~The tax rates set forth in the preceding table will be used at least through December 31, 2008, are proportional to the rates enumerated in 65 ILCS; 5/8-11-2 (as modified by Public Act 90-561), and do not exceed the revenue that could have been collected during 1997 using the rates enumerated in 65 ILCS; 5/8-11-2 (as modified by Public Act 90-561).~~

~~(b) Pursuant to 65 ILCS; 5/8-11-2, the rates set forth in subsection (a) above shall be effective: (A) on August 1, 1998 for residential customers; and (B) on the earlier of (1) the last bill issued on or after January 1, 2001, or (2) the date of the first bill issued pursuant to 220 ILCS; 5/16-104, for non-residential customers.~~

**SECTION 2:** The provisions of this Ordinance are hereby declared to be severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

**SECTION 3:** That all ordinances or parts of ordinances in conflict are hereby repealed to the extent of any such conflict.

**SECTION 4:** This Ordinance shall be in full force with bills issued on or after June 1, 2014 after its passage, approval, and publication in pamphlet form as provided by law.

**PASSED:** This 22<sup>nd</sup> day of April, 2014  
**YEAS:** 4 Alpogianis, Jekot, LoVerde, Matyas  
**NAYS:** 2 Hanusiak, Palicki  
**ABSENT:** 0  
**ABSTAIN:** 0

**APPROVED** by me this 22<sup>nd</sup> day of April, 2014.

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President of the Village of Niles  
Cook County, Illinois

**ATTESTED AND FILED** in my office this 22<sup>nd</sup> day of April, 2014, and published in pamphlet form as provided by law in the Village of Niles, Illinois.

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Village Clerk