

AN ORDINANCE AMENDING CHAPTER 102 "TAXATION" OF THE CODE OF ORDINANCES IN ORDER TO AMEND THE RESTAURANT TAX INCENTIVE AND THE RETAIL HOME RULE SALES TAX INCENTIVE

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City's restaurant tax incentive and retail home rule sales tax incentive, in order to expand the establishments that qualify for said incentives.

NOW THEREFORE, be it ordained by the City Council of the City of Rolling Meadows, Illinois, as follows:

SECTION ONE: Paragraph A., entitled "Purchase Incentives", of Section 102-147, entitled "Restaurant Tax Incentives", of Article IV, entitled "Food and Beverage Tax", of Chapter 102, entitled "Taxation", of the City Code of the City of Rolling Meadows is hereby amended as follows:

Section 102-147 – Restaurant Tax Incentives.

A. Purchase Incentives.

1. Any person, partnership, corporation or limited liability company which purchases or leases property within the City, provides the City with a business and marketing plan and opens a restaurant on the purchased or leased property within 12 months of the closing of the purchase or lease of the property shall qualify for the incentives provide for herein. Upon the City issuing a Certificate of Occupancy for the restaurant, the City will refund to the restaurant owner the fees paid to the City (exclusive of costs incurred by the City for fees paid to outside contractors of the City for permit reviews) up to a maximum of \$5,000.00. The distribution will be done as follows: up to \$2,500 after the opening and up to \$2,500 a year later.

2. After the first anniversary of the restaurant opening, and provided the restaurant is open through its first anniversary, the City will refund the restaurant owner an amount equal to 40% of the food and beverage tax paid to the City. After the second anniversary of the restaurant opening and provided the restaurant is open through its second anniversary, the City will rebate to the restaurant owner an amount equal to 20% of the food and beverage tax paid to the City. After the third anniversary of the restaurant opening and provided the restaurant is open through its third anniversary, the City will rebate to the restaurant owner an amount equal to 10% of the food and beverage tax paid to the City. The food and beverage tax refunds provided for herein shall only be rebated if the restaurant owner is not delinquent in paying the City any taxes, fees or penalties.
3. A restaurant which meets the above requirements and is located along Kirchoff Road between Rohlwing Road and Wilke Road shall receive a food and beverage rebate of 60%, 40%, and 20% after the first, second and third years in lieu of the 40%, 20%, and 10% set forth in paragraph 2, above. The food and beverage tax refunds provided for herein shall only be rebated if the restaurant owner is not delinquent in paying the City any taxes, fees or penalties.
4. For façade and interior work, there is established up to, but not to exceed, a \$10,000 grant (applicant does not have to repay to the City). The first, up to \$5,000 is paid upon the City issuing a Certificate of Occupancy for the establishment and the second, up to \$5,000 a year later. To be eligible for this amount the business must show construction costs and show how much the landlord provided for construction. Staff will evaluate the grant amount to be provided if one is able to comply with this section.
5. For the purposes of this Section a “restaurant” shall be defined as an establishment with a wide selection of food and beverages in which customers can be served meals either for in-restaurant dining or for carry out.
6. Unless extended by action of the City Council, this incentive shall expire on June 22, 2026.

SECTION TWO: Paragraph A., entitled "Purchase Incentives", of Section 102-148, entitled "Retail Home Rule Sales Tax Incentive", of Article IV, entitled "Food and Beverage Tax", of Chapter 102, entitled "Taxation", of the City Code of the City of Rolling Meadows is hereby amended as follows:

Section 102-148 – Retail Home Rule Sales Tax Incentive.

B. Purchase Incentives.

1. Any person, partnership, corporation or limited liability company which purchases or leases property within the City, provides the City with a business and marketing plan and opens a retail business that generates sales tax for the City on the purchased or leased property within 12 months of the closing of the purchase or lease of the property ("retail sales generating business") shall qualify for the incentives provide for herein. Upon the City issuing a Certificate of Occupancy for the retail business, the City will refund to the owner the fees paid to the City (exclusive of costs incurred by the City for fees paid to outside contractors of the City for permit reviews) up to a maximum of \$5,000.00. The distribution will be done as follows: up to \$2,500 after the opening and up to \$2,500 a year later. A retail sales generating business shall include a prospective new business with gross projected annual revenues of no less than 60% from retail sales.
2. After the first anniversary of the retail sales generating business opening, and provided the retail business is open through its first anniversary, the City will refund an amount equal to 15% of the home rule sales tax paid to the City. After the second anniversary of the retail business opening and provided the business is open through its second anniversary, the City will rebate to the owner an amount equal to 10% of the home rule sales tax paid to the City. After the third anniversary of the retail business opening and provided the business is open through its third anniversary, the City will rebate

to the owner an amount equal to 5% of the home rule sales tax paid to the City. The sales tax refunds provided for herein shall only be rebated based upon the City's share of the sales tax collected and if the restaurant owner is not delinquent in paying the City any taxes, fees or penalties.

3. A retail sales generating business which meets the above requirements and is located along Kirchoff Road between Rohlwing Road and Wilke Road shall receive a rebate of 25%, 20%, and 15% after the first, second and third years in lieu of the 15%, 10%, and 5% set forth in paragraph 2, above. The retail home rule sales tax refunds provided for herein shall only be rebated based upon the City's share of the sales tax collected and if the business owner is not delinquent in paying the City any taxes, fees or penalties.
4. For façade and interior work, there is established up to, but not to exceed, a \$10,000 grant (applicant does not have to repay to the City). The first, up to \$5,000 is paid upon the City issuing a Certificate of Occupancy for the establishment and the second, up to \$5,000 a year later. To be eligible for this amount the business must show construction costs and show how much the landlord provided for construction. Staff will evaluate the grant amount to be provided if one is able to comply with this section.
5. Unless extended by action of the City Council, this incentive shall expire on June 22, 2026.

SECTION THREE: This Ordinance shall be printed and published in pamphlet form by order of the City Council of Rolling Meadows, Illinois.

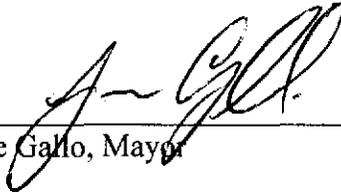
SECTION FOUR: This Ordinance shall be in full force and effect from and after its passage and approval and publication as provided by law.

AYES: Sanoica, McHale, Budmats, O'Brien, Bisesi, Reyez

NAYS: 0

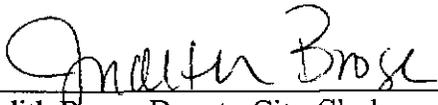
ABSENT: Vinezeano

Passed and Approved this 10th day of January, 2023.



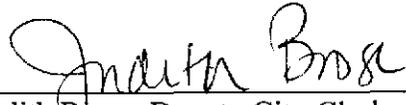
Joe Gallo, Mayor

ATTEST:



Judith Brose, Deputy City Clerk

Published this 13th day of January, 2023.



Judith Brose, Deputy City Clerk