

FOUNTAIN COUNTY RESOLUTION NO. 2023- 3
BY THE COUNTY COUNCIL OF FOUNTAIN COUNTY, INDIANA

A CONFIRMATORY RESOLUTION FOR THE ESTABLISHMENT OF AN ECONOMIC REVITALIZATION AREA

WHEREAS, the County Council of Fountain County, Indiana (the "Council") is authorized under the provisions of I.C. § 6-1.1-12.1 – 1 *et seq* to designate areas of Fountain County, Indiana (the "County") as an economic revitalization area for the purposes described herein; and

WHEREAS, I.C. 6-1-1.1-12.1 allows for the granting of property tax deductions for certain real property improvements, or certain personal property placed into use, in an economic revitalization area; and

WHEREAS, the Council desires to designate as an economic revitalization area the property located in Troy Township and Van Buren Township, as further described in the map attached hereto as Exhibit A and incorporated herein by reference (the "Area"); and

WHEREAS, the Area is located within the jurisdiction of the Council for purposes of I.C. § 6-1.1-12.1-2 and I.C. § 6-1.1-12.1-2.5; and

WHEREAS, during a preliminary meeting on January 9, 2023, the Council received evidence about whether the Area should be designated as an economic revitalization area and, after making the findings required by I.C. 6-1.1-12.1, the Council adopted Resolution No. 2023-3 (hereinafter, the "Declaratory Resolution") designating the Area as an economic revitalization area in which there is allowed abatement of real property and personal property taxes as further described herein, subject to the adoption of confirmatory resolution by the Council; and

WHEREAS, in compliance with I.C. § 6-1.1-12.1-2.5, the Council published notice (the "Notice") describing the adoption and substance of the Declaratory Resolution and stating that, on the date hereof, the Council would hold a public hearing (the "Public Hearing") at which it will receive and hear all remonstrances and objections from interested persons, with respect to the Declaratory Resolution; and

WHEREAS, in compliance with I.C. § 6-1.1-12.1-2.5, the Council filed, with each taxing unit that has authority to levy property taxes in the Area, a copy of the Notice; and

WHEREAS, in compliance with I.C. § 6-1.1-12.1-2.5, on the date hereof, the Council held the Public Hearing at which it received, heard, and considered evidence concerning the Declaratory Resolution and any remonstrances or objections with respect to the Declaratory Resolution; and

WHEREAS, pursuant to with I.C. § 6-1.1-12.1-2.5, the Council desires to take final action confirming the Declaratory Resolution.

NOW, THEREFORE, IT IS FOUND, DETERMINED, AND RESOLVED by the County Council of Fountain County, Indiana that:

1. The Area is (a) within the County, and (b) has become undesirable for, normal development and occupancy because of other factors which prevent normal development of property and use of property, constituting an "economic revitalization area," as defined by I.C. § 6-1.1-12.1-1(1).

NOW, THEREFORE, based on the foregoing, the County Council of Fountain County, Indiana further RESOLVES, FINDS, AND DETERMINES:

1. That the Council held the Public Hearing on the date hereof for the purpose of receiving remonstrances and objections after public notice thereof, as required by law.

2. That all the conditions for the designation of the Area have been met, and the foregoing findings are true and all information required to be submitted has been submitted in proper form.

3. That the designation of the ERA as an economic revitalization area pursuant to I.C. § 6-1.1-12.1-1 *et seq.* is hereby reaffirmed and confirmed commencing on the date hereof.

4. That the Declaratory Resolution is hereby in all things ratified, approved, and confirmed, and that this Confirmatory Resolution shall be effective immediately upon its passage.

5. That the Council shall cause this Confirmatory Resolution to be filed with the Fountain County Assessor.

6. That this Confirmatory Resolution is supplementary to and in addition to any prior resolutions and, to the extent any prior resolution are inconsistent herewith, they are hereby modified.

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This Declaratory Resolution is Adopted by the Council on March 6, 2023.

COUNTY COUNCIL OF FOUNTAIN
COUNTY, INDIANA

Bridley Cline

Tom W. Boone

Dale A. White

Ellis L. Carlson

Jim Linder

ATTEST:

Coussa Chambers

County Auditor

EXHIBIT A

ECONOMIC REVITALIZATION AREA

