

ORIGINAL

RESOLUTION NO. 2016-040

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF DELAWARE, INDIANA, APPROVING AN AMENDMENT TO THE PLAN FOR THE NEBO ROAD ECONOMIC DEVELOPMENT AREA

WHEREAS, the Delaware County Redevelopment Commission (the "Redevelopment Commission") previously adopted and amended a Declaratory Resolution (the "Declaratory Resolution") establishing the Nebo Road Economic Development Area (the "Economic Development Area") and the Nebo Road Allocation Area No. 2 (the "Allocation Area") in the County, and approving an Economic Development Plan for the Economic Development Area (the "Plan"); and

WHEREAS, on July 14, 2016, the Redevelopment Commission approved and adopted a Resolution (the "2016 Resolution") amending the Declaratory Resolution to remove certain property from the Economic Development Area and the Allocation Area; and

WHEREAS, the Redevelopment Commission submitted the 2016 Resolution to the Delaware-Muncie Metropolitan Plan Commission (the "Plan Commission") for its approval pursuant to IC 36-7-14-16; and

WHEREAS, the Plan Commission heretofore issued its order approving the 2016 Resolution;

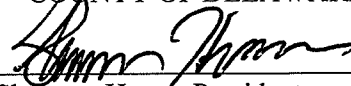
NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Delaware, Indiana, as follows:


1. The Board of Commissioners hereby approves the amendment to the Plan as provided in the 2016 Resolution in the form attached hereto as Appendix A, and hereby approves the order of the Plan Commission approving the 2016 Resolution.

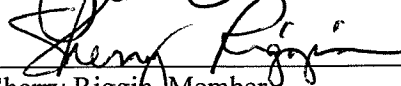
2. This Resolution shall be in full force and effect from and after its passage by the Board of Commissioners as required by law.

DULY PASSED on this 18 day of July, 2016, by the Board of Commissioners.

BOARD OF COMMISSIONERS OF THE
COUNTY OF DELAWARE, INDIANA


Shannon Henry, President


James King, Vice-President


Sherry Riggins, Member

ATTEST:


Steve Craycraft, Auditor, Delaware County

APPENDIX A

RESOLUTION NO. _____

RESOLUTION OF THE DELAWARE COUNTY REDEVELOPMENT COMMISSION APPROVING AN AMENDMENT TO THE DECLARATORY RESOLUTION AND ECONOMIC DEVELOPMENT PLAN FOR THE NEBO ROAD ECONOMIC DEVELOPMENT AREA

WHEREAS, the Delaware County Redevelopment Commission (the "Commission"), as the governing body for the Delaware County Redevelopment Department, pursuant to Indiana Code 36-7-14, as amended (the "Act"), has heretofore adopted a declaratory resolution (as subsequently confirmed and amended, the "Declaratory Resolution") designating an area known as the Nebo Road Economic Development Area (the "Economic Development Area") as an economic development area pursuant to the Act, designating a portion of the Economic Development Area as an "allocation area" pursuant to Section 39 of the Act designated as "Nebo Road Allocation Area No. 1 (Nebo Road Land Partners Area)" and the remaining portion of the Economic Development Area as an "allocation area" pursuant to Section 39 of the Act designated as "Nebo Road Area Allocation Area No. 2" ("Allocation Area No. 2"), and approving an Economic Development Plan for the Economic Development Area (the "Plan"); and

WHEREAS, pursuant to Sections 15-17.5 of the Act, the Commission desires to amend the Declaratory Resolution and the Plan by removing a portion of the area described in Exhibit A hereto (the "Removed Property") from the Economic Development Area and from Allocation Area No. 2 (the "Amendment"); and

WHEREAS, the Commission has caused to be prepared maps and plats showing the boundaries of the Economic Development Area, the location of various parcels of property, streets, alleys, and other features affecting the replatting, replanning, rezoning, redevelopment or economic development of the Economic Development Area, and the parts of the Economic Development Area that are to be devoted to public ways, sewerage and other public purposes under the Amendment; and

WHEREAS, the proposed Amendment and supporting data were reviewed and considered at this meeting;

NOW, THEREFORE, BE IT RESOLVED by the Delaware County Redevelopment Commission, as the governing body of the Delaware County Redevelopment Department, as follows:

1. The Commission hereby finds that it will be of public utility and benefit to adopt the Amendment, and that the public health and welfare will be benefited by the Amendment. The Commission further finds and determines that the Amendment is reasonable and appropriate when considered in relation to the Plan and the purposes of the Act, and that the Plan, with the Amendment, conforms to the comprehensive plan for Delaware County. The Commission hereby reconfirms the findings and determinations set forth in the Declaratory Resolution with respect to the Economic Development Area.

2. The Amendment is hereby approved in all respects. The Plan, as amended by the Amendment, is hereby confirmed in all respects.

3. Any member of the Commission is hereby authorized to take such actions as are necessary to implement the purposes of this resolution, and any such action taken prior to the date hereof is hereby ratified and approved.

4. This Resolution, together with any supporting data, shall be submitted to the Delaware-Muncie Metropolitan Plan Commission (the "Plan Commission") and the Board of Commissioners of the County of Delaware (the "Board of Commissioners") as provided in the Act, and if approved by the Plan Commission and the Board of Commissioners shall be submitted to a public hearing and remonstrance as provided by the Act, after public notice as required by the Act.

Adopted this 14th day of July, 2016.

DELAWARE COUNTY
REDEVELOPMENT COMMISSION

President

Vice President

Secretary

Member

Member

EXHIBIT A

List of Parcels to Be Removed

