

3-20

ORIGINAL

RESOLUTION NO. 2023-009

**RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS IDENTIFYING A CERTAIN PROPERTY TO BE TRANSFERRED TO A NONPROFIT ENTITY PURSUANT TO INDIANA CODE § 36-1-11-5.6**

*WHEREAS*, the Board of Commissioners of Delaware County, Indiana (the “Board of Commissioners”) is the county executive of Delaware County, Indiana (the “County”); and

*WHEREAS*, Ind. Code § 36-1-11-5.6 set forth the procedures by which a county executive may transfer property to a nonprofit entity that is created for agricultural, educational or recreational purposes; and

*WHEREAS*, the Board of Commissioners has identified a parcel of real property for which it has acquired and now desires to transfer to a nonprofit entity to be used for the public good; and

*WHEREAS*, the property the Board of Commissioners now desires to transfer to a nonprofit entity to be used for the public good is identified and listed on **Exhibit A**, attached hereto; and

*WHEREAS*, the Board of Commissioners intend to accept written applications from eligible nonprofit entities that desire to have the identified property transferred to the nonprofit entity and will conduct a public hearing to consider all submitted applications and hear any opposition to a proposed transfer.

*NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:*

**SECTION 1.** The Board of Commissioners hereby identifies the property listed on **Exhibit A**, attached hereto, as that for which the Board of Commissioners desires to transfer to a nonprofit entity to be used for the public good.

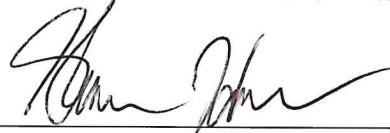
**SECTION 2.** The Board of Commissioners will conduct a public hearing to consider the transfer of the property to a nonprofit entity and said public hearing shall be set to occur on the 3rd day of April, 2023, at 9:00 am in the Delaware County Commissioner’s Courtroom, 100 West Main Street, Room 309A, Muncie, Indiana 47305.

**SECTION 3.** The Board of Commissioners shall cause to be published a notice regarding the public hearing pursuant to Ind. Code § 5-3-1-2(b) and, prior to said public hearing, will accept written applications that are in compliance with the requirements from non-profit entities that are not otherwise ineligible pursuant to Ind. Code § 36-1-11-16 and desire to have the identified property transferred to them.

**SECTION 4.** The Board of Commissioners will consider any written applications submitted by eligible nonprofit entities which must be submitted to the Office of the Commissioners on or before March 31, 2023 by no later than 4 pm and, immediately following the public hearing, will make a final determination concerning the transfer of the identified property.

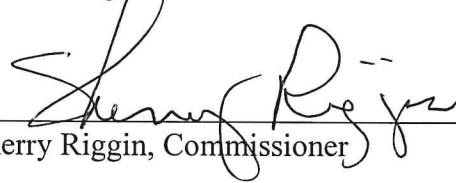
*DULY ADOPTED* by the Board of Commissioners of Delaware County at a public hearing held on this, the 20 day of MARCH, 2023.

DELAWARE COUNTY  
BOARD OF COMMISSIONERS



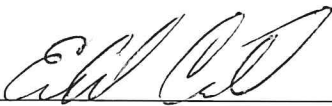
Shannon Henry, President

James King, Commissioner



Sherry Riggins, Commissioner

ATTEST:



Edward Carroll, Auditor  
Delaware County, Indiana

**Exhibit A**

Parcel ID Number:

18-11-21-426-013.000-003

Common Address:

2600 Block S. Walnut St., Muncie, IN 47302