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Bill No. Office Use

RESOLUTION NO. Office Use

**A RESOLUTION OF THE ST. JOSEPH COUNTY COUNCIL
DECLARING A PORTION OF ST. JOSEPH COUNTY AN
ECONOMIC REVITALIZATION AREA, PURSUANT TO
IC. 6-1.1-12.1-1, ET SEQ.
(*** COMPANY NAME)**

DECLARATORY RESOLUTION

WHEREAS, the St. Joseph County Council is the statutory body with the authority to designate an area within its jurisdiction as an economic revitalization area as defined in IC. 6-1.1-12.1-1, et seq.; and,

WHEREAS, the owners of an area described as follows have requested that it be designated an economic revitalization area:

(insert legal description from deed)

WHEREAS, the St. Joseph County Council has reviewed the information contained in the statement of benefits filed by the owners with their request, including the impact on the tax rate incorporated therein;

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE ST. JOSEPH COUNTY COUNCIL, THAT:

SECTION 1. The St. Joseph County Council now finds that the benefits described in the statement of benefits filed in regard to this area can be reasonably expected to result from the project and are sufficient to justify the applicable deduction.

SECTION 2. The area described herein above and located within St. Joseph County is hereby declared to be an economic revitalization area, pursuant to Indiana Code 6-1.1-12.1-1, et seq.

SECTION 3. The designation of this area is put in effect for a period of _____ years from the passage of the confirmation of this Resolution.

Bill No. _____ (Continued)

SECTION 4. The owner of all property located within such economic revitalization area shall, upon the rehabilitation or redevelopment of such property, and upon proper application, be entitled to a deduction from the assessed value of that property, as prescribed by IC 6-1.1-12.1-1, et seq., for a period of _____ years on real property taxes and _____ years on tangible personal property used in the manufacturing process.

SECTION 5. This resolution shall be in full force and effect from and after its passage and approval and confirmation, as required by law.

Member, St. Joseph County Council

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Bill No. _____ Office Use

RESOLUTION NO. _____ Office Use

A RESOLUTION DETERMINING THAT THE QUALIFICATIONS FOR AN ECONOMIC REVITALIZATION AREA HAVE BEEN MET AND CONFIRMING RESOLUTION NO. _____ OF THE ST. JOSEPH COUNTY COUNCIL DECLARING AN AREA OF THAT COUNTY TO BE AN ECONOMIC REVITALIZATION AREA (COMPANY NAME)**

CONFIRMING RESOLUTION

WHEREAS, by its Resolution No. _____, the St. Joseph County Council pursuant to "Deduction for Rehabilitation or Redevelopment of Real Property in Economic Revitalization Areas Act" (hereinafter referred to as the "Act" and a.k.a. Indiana Code 6-1.1-12.1-1 et. seq.) did declare the following described area to be an economic revitalization area:

(insert legal description from deed)

; and,

WHEREAS, by its description and Resolution No. _____, as adopted by the Council on the _____ day of _____, 201 __, the St. Joseph County Council also found that owners of property located within such area shall, upon rehabilitation or redevelopment of such property, be entitled to tax abatement and deduction from assessed valuation of such property, pursuant to I.C. 6-1.1-12.1-1 et seq., for a period of _____ years on real property taxes and _____ years on tangible personal property used in the manufacturing process; and,

WHEREAS, under the provisions of said "Act" a copy of said Resolution No. _____ was filed for public inspection at the office of the St. Joseph County Assessor's office;

WHEREAS, public notice of the adoption and substance of such resolution has been published in accordance with I.C. 5-3-1; as well as setting forth that a public hearing would be held on the _____ day of _____, 201 __, to receive and hear all remonstrances and objections from interested persons; and,

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WHEREAS, on the _____ day of _____, 201____, the St. Joseph County Council received and heard all remonstrance and objections to its Resolution No. _____ from interested persons and considered the evidence.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE ST. JOSEPH COUNTY COUNCIL, THAT:

SECTION 1. The St. Joseph County Council hereby determines that the area described herein above meets the qualifications for designation as an economic revitalization area.

SECTION 2. Resolution No. _____, the same being a resolution declaring a portion of St. Joseph County an economic revitalization area, pursuant to I.C. 6-1.1-12.1-1, et seq., is hereby modified and confirmed as follows, to-wit:

a. That the above described area shall be designated as an Economic Revitalization Area for a period of _____ years, beginning with the date of this Resolution; and

b. That the property tax deduction to which the property owner is entitled shall apply to the real estate pursuant to I.C. 6-1.1-12.1-3 through I.C. 6-1.1-12.1-4.1; and

c. That the aforesaid deduction for real estate property taxes is allowed for _____ years pursuant to the appropriate schedule contained in I.C. 6-1.1-12.1-4); and

d. That no limitation is placed upon the dollar amount of the deduction applicable to redevelopment or rehabilitation of the property described herein above; and

e. That the property tax deduction to which the property owner is entitled shall apply to new manufacturing equipment pursuant to I.C. 6-1.1-1.2.1-4.5 and I.C. 6-1.1-12.1-5.1; and

f. That the deduction for manufacturing equipment shall apply to such machinery and equipment purchased and installed on or after the date of this resolution at the property location described above; and

g. That no cost limitation is placed upon the amount of deduction for the new manufacturing equipment; and

h. That this deduction applicable for new manufacturing equipment is limited to _____ years; and

i. That the estimate of cost for new development and machinery is reasonable for that type of facility to be built; and

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j. That the estimate of the additional employees that will be hired can reasonably be expected to result from the proposed development; and

k. That the estimate of the annual salaries of the new employees can reasonably be expected result from the proposed development; and

l. That the totality of the benefits is sufficient to justify the granting of this requested deduction; and

m. That the "Statement of Benefits" submitted by the petitioner is hereby approved and the President of the St. Joseph County Council is hereby authorized to execute the same on behalf of said County Council; and

n. That this determination is final except that an appeal may be taken and heard as provided under the "Act" [I.C. 6-1.1-12.1-5.9 (d) and (e)].

SECTION 3 This Resolution shall be in full force and effect from and after its passage and approval, as required by law.

Passed and adopted this _____ day of _____, 201__.

Member, St. Joseph County Council