

RESOLUTION NO. 2016-5

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
YORKTOWN APPROVING THE ORDER OF THE YORKTOWN
PLAN COMMISSION

WHEREAS, the Yorktown ("Town") Redevelopment Commission ("Commission") adopted a declaratory resolution on September 9, 2002 ("Declaratory Resolution"), establishing the Yorktown Economic Development Area No. 1 ("Original Area"), and the Declaratory Resolution was confirmed by a Confirmatory Resolution adopted on November 1, 2002 ("Confirmatory Resolution");

WHEREAS, the Declaratory Resolution and the Confirmatory Resolution are hereinafter collectively referred to as the "Area Resolution;"

WHEREAS, the Area Resolution approved the Economic Development Plan ("Original Plan"), which Original Plan contained specific recommendations for economic development in the Original Area;

WHEREAS, the Area Resolution established an allocation area in accordance with IC 36-7-14-39 ("Original Allocation Area"), for the purpose of capturing property taxes generated from the incremental assessed value of real property located in the Original Allocation Area;

WHEREAS, the Town Council approved the creation of the Original Area and the Original Allocation Area;

WHEREAS, on December 14, 2016, the Commission adopted a resolution amending the Area Resolution ("Amending Declaratory Resolution") and the Original Plan to: (i) expand the Original Area and the Original Allocation Area by adding additional parcels of property to the Original Area and the Original Allocation Area as set forth on the map and parcel list attached thereto as Exhibit A-1 and A-2; (ii) add the acquisition of certain real property to the acquisition list as set forth on the parcel list attached thereto as Exhibit B ("Real Property"); and (iii) add the projects set forth on Exhibit C attached thereto (collectively, "2016 Projects") to the list of projects in the Original Plan, in, serving or benefiting the Original Area (as amended, "2016 Plan"); and

WHEREAS, the Yorktown Plan Commission ("Plan Commission") adopted an order on December 15, 2016 finding that the amendment to the Area Resolution and Plan conforms to the comprehensive plan of development for the Town; and

WHEREAS, the Act requires approval of the action of the Plan Commission by the Town Council of the Town prior to the Commission holding a public hearing on the amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF YORKTOWN, INDIANA, THAT:

Section 1. The action of the Plan Commission on December 15, 2016 is hereby in all respects approved by the Town Council.

Section 2. The Clerk-Treasurer is hereby directed to file a copy of the Amending Declaratory Resolution, the 2016 Plan and the approving Order of the Plan Commission with the permanent minutes of this meeting.

Section 3. This resolution shall be effective from and after its passage.

PASSED AND ADOPTED by the Town Council of the Town of Yorktown, Indiana, this 19th day of December, 2016, by a vote of _____ ayes and _____ nays.

TOWN COUNCIL OF THE TOWN OF
YORKTOWN, INDIANA

Presiding Officer

ATTEST:

Clerk-Treasurer