

RESOLUTION NUMBER 2023-11

RESOLUTION OF THE COMMON COUNCIL OF THE TOWN OF YORKTOWN, INDIANA, APPROVING CERTAIN AMENDMENTS TO THE YORKTOWN ECONOMIC DEVELOPMENT AREA

WHEREAS, the Town of Yorktown, Indiana (the “Town”) is a political subdivision of the State of Indiana (the “State”) and is duly organized and existing under the Constitution and laws of the State; and

WHEREAS, the Yorktown Redevelopment Commission (the “Commission”), acting in its capacity as the governing body of the Yorktown Department of Redevelopment (the “Department”) and the Yorktown Redevelopment District (the “District”) under the provisions of Indiana Code 36-7-14 and 36-7-25 *et seq.*, as amended from time to time (the “Act”) previously adopted and confirmed resolutions, as have been amended from time to time, (collectively, the “Declaratory Resolution”), establishing an economic development area known as the Yorktown Economic Development Area (the “Economic Development Area”), approving a development plan for the Economic Development Area (the “Plan”) pursuant to the Act, and establishing certain portions of the Economic Development Area as allocation areas for the purpose of capturing incremental property tax revenues (the “Allocation Areas”) in accordance with the Act; and

WHEREAS, the Commission adopted a resolution (the “2023 Amendments”), which is attached hereto and incorporated herein as Exhibit A, on August 10th, 2023, to amend the Declaratory Resolution and the Economic Development Area Plan (the “2023 Amendments”); and

WHEREAS, the Yorktown Area Plan Commission (the “APC”) has reviewed and considered the 2023 Amendments and supporting data at a meeting of the APC held on September 6, 2023, and adopted a written order (the “2023 APC Order”) affirming that the 2023 Amendment is consistent with the plan for development of the Town, in accordance with the Act; and

WHEREAS, the Act provides that the Council, acting in its capacity as the legislative body of the Town, must approve the 2023 APC Order and the 2023 Amendments before the same can be considered in a public hearing before the Commission.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the Town of Yorktown, Indiana, as follows:

Section 1. The 2023 Amendments and 2023 APC Order are hereby approved as issued.

Section 2. This resolution shall be in full force and effect upon its adoption.

**ALL OF WHICH IS HEREBY ADOPTED BY THE COMMON COUNCIL OF YORKTOWN,
DELAWARE COUNTY, INDIANA THIS 18TH DAY OF SEPTEMBER, 2023.**

COMMON COUNCIL OF THE TOWN OF YORKTOWN, INDIANA

ATTEST:

Clerk-Treasurer