

**RESOLUTION 2018-05**

**COMMON COUNCIL FOR THE CITY OF LEBANON, INDIANA**

**A RESOLUTION OF THE COMMON COUNCIL OF THE  
CITY OF LEBANON, INDIANA, REGARDING THE  
DESIGNATION OF AN ECONOMIC REVITALIZATION AREA**

**WHEREAS**, pursuant to I.C. 6-1.1-12.1-1, *et. seq.* (the “Act”), the City of Lebanon, Indiana (the “City”) by and through its Common Council acting in its capacity as the fiscal body of the City and acting as the designating body identified in the Act (the “Council”) has the right and opportunity to abate the payment of real property taxes for real estate located within an area declared by the Council to be an Economic Revitalization Area and to also abate the payment of personal property taxes within an Economic Revitalization Area (as defined in the Act); and

**WHEREAS**, pursuant to the Act, the Council may find that a particular area within the jurisdiction of the City is an Economic Revitalization Area and may by adoption of a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded; and

**WHEREAS**, the Council desires to declare an area located within the Lebanon Business Park, Lebanon, Indiana, more particularly described in Exhibit A (the “Area”) attached hereto and made a part hereof which Area is also shown on the map attached hereto as Exhibit B and made a part hereof as an Economic Revitalization Area in which property owners and lessees may make application to the City for abatement of real and/or personal property taxes which, if pursuant to the Act subsequently is approved by this Council pursuant to the Act, may receive real property tax abatement and/or personal property tax abatement pursuant to the applicable procedures of the Act.

**NOW, THEREFORE**, be it resolved and adopted by the Common Council of the City of Lebanon, Indiana as follows:

- Section 1.** The Area is located within the corporate boundaries of the City.
- Section 2.** The Area is hereby declared to be an “Economic Revitalization Area” as defined in the Act.
- Section 3.** A public hearing shall be held at the time and place of the regular meeting of the Council on February 26, 2018 at 7:15 p.m. (local time) at the City of Lebanon Municipal Building, 401 South Meridian Street, Lebanon, Indiana 46052. The Council shall publish or cause to be published, pursuant to the Act, notice (the “Notice”) of the adoption and substance of this Resolution in accordance with I.C. 5-3-1 one (1) time at least ten (10) days before the date of the public hearing on this matter (the “Public Hearing”), which Notice shall state the date and time for the Public Hearing, that the Council will hear all remonstrances and objections from interested persons at the Public Hearing, that at the conclusion of the

Public Hearing the Council may take final action on the proposed designation determining whether the qualifications for an economic revitalization area have been met and confirming, modifying, or rescinding this Resolution, and that a copy of this Resolution, including the description of the Area, has been filed with and shall be available for inspection in the office of the Boone County Assessor.

**Section 4.** Pursuant to Section 2.5(b) of the Act, a copy of this Resolution shall be filed with the Boone County Assessor.

**Section 5.** Pursuant to Section 2.5(c) of the Act, the Council shall file a copy of the Notice with each taxing unit that has authority to levy property taxes in the geographic area where the Area is located. Such information shall be filed with the officers of the taxing unit who are authorized to fix budgets, tax rates, and tax levies under I.C. 6-1.1-17-5 at least ten (10) days prior to the date of the Public Hearing.

**Section 6.** This Resolution shall be in full force and effect immediately upon its adoption.

*[Remainder of this page intentionally left blank.]*

ALL OF WHICH IS ADOPTED this 12 day of FEBRUARY, 2018 by the Lebanon  
Common Council of the City of Lebanon, Indiana.

Voting For

Voting Against

Abstain

Keith Campbell  
Keith Campbell

\_\_\_\_\_  
Keith Campbell

\_\_\_\_\_  
Keith Campbell

ABSENT  
John Copeland

\_\_\_\_\_  
John Copeland

\_\_\_\_\_  
John Copeland

Dan Fleming  
Dan Fleming

\_\_\_\_\_  
Dan Fleming

\_\_\_\_\_  
Dan Fleming

Mike Kincaid  
Mike Kincaid

\_\_\_\_\_  
Mike Kincaid

\_\_\_\_\_  
Mike Kincaid

Corey Kutz  
Corey Kutz

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Corey Kutz

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Corey Kutz

Jeremy Lamar  
Jeremy Lamar

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Jeremy Lamar

\_\_\_\_\_  
Jeremy Lamar

Dick Robertson  
Dick Robertson

\_\_\_\_\_  
Dick Robertson

\_\_\_\_\_  
Dick Robertson

ATTEST:

Tonya Thayer  
Tonya Thayer, Clerk-Treasurer

I hereby certify that Resolution 2018-05 was delivered to the Mayor of Lebanon on the 12 day of FEBRUARY, 2018, at 8:47 p.m.

Tonya Thayer  
Tonya Thayer, Clerk-Treasurer

I hereby APPROVE RESOLUTION 2018-05 this 12 day of February, 2018, at 8:46 p.m.

Matthew T. Gentry  
Matthew T. Gentry, Mayor

I hereby VETO RESOLUTION 2018-05 this \_\_\_\_\_ day of \_\_\_\_\_, 2018, at \_\_\_\_\_:\_\_\_\_\_ m.

\_\_\_\_\_  
Matthew T. Gentry, Mayor

ATTEST:

Tonya Thayer  
Tonya Thayer, Clerk-Treasurer

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## EXHIBIT A

### Legal Description of Area

A PART OF THE NORTHWEST QUARTER OF SECTION 1 AND A PART OF THE NORTHEAST QUARTER OF SECTION 2, BOTH IN TOWNSHIP 18 NORTH, RANGE 1 WEST OF THE 2<sup>ND</sup> PRINCIPAL MERIDIAN, BOONE COUNTY, INDIANA, (ALL REFERENCES TO DEEDS, INSTRUMENTS, PLATS, SURVEYS, ETC. REFER TO THE RECORDS OF THE BOONE COUNTY RECORDER'S OFFICE, UNLESS OTHERWISE NOTED) MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 1, SAID CORNER BEING NORTH 01 DEGREE 12 MINUTES 46 SECONDS EAST, A DISTANCE OF 2748.38 FEET FROM THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE ALONG THE WEST LINE OF SAID QUARTER SECTION, SOUTH 01 DEGREE 12 MINUTES 46 SECONDS WEST, A DISTANCE OF 17.00 FEET TO THE APPARENT SOUTH RIGHT-OF-WAY LINE OF NORTH MOUNT ZION ROAD, SAID POINT BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE ALONG SAID APPARENT SOUTH RIGHT-OF-WAY LINE, SAID LINE BEING 17.00 SOUTH OF AND PARALLEL TO THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1, SOUTH 89 DEGREES 39 MINUTES 40 SECONDS EAST, A DISTANCE OF 972.72 FEET TO THE NORTHWEST CORNER OF THE PARCEL DEEDED TO DUKE CONSTRUCTION LIMITED PARTNERSHIP PER THE GENERAL WARRANTY DEED RECORDED JUNE 27, 2001 PER INSTRUMENT NUMBER 0107693; THENCE ALONG THE WEST LINE OF SAID DUKE CONSTRUCTION LIMITED PARTNERSHIP PARCEL, SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, A DISTANCE OF 1238.42 FEET TO THE NORTHEAST CORNER OF THE TRACT OF LAND KNOWN AS THE BUILDING NUMBER 6 SITE; THENCE ALONG THE NORTH LINE OF SAID BUILDING NUMBER 6 SITE, NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, A DISTANCE OF 1064.05 FEET TO A NORTHWEST CORNER OF SAID SITE, SAID CORNER BEING 65.00 FEET WEST OF THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1; THENCE ALONG A LINE 65.00 FEET WEST OF AND PARALLEL TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 1, SAID LINE ALSO BEING ALONG THE EAST LINE OF THE TRACT OF LAND KNOWN AS THE PAMIDA BUILDING NUMBER 4 EXPANSION PARCEL, NORTH 01 DEGREE 12 MINUTES 46 SECONDS EAST, A DISTANCE OF 474.59 FEET TO THE NORTHEAST CORNER OF SAID EXPANSION PARCEL, SAID CORNER ALSO BEING THE SOUTHEAST CORNER OF THE TRACT OF LAND KNOWN AS THE PAMIDA BUILDING NUMBER 4 PARCEL; THENCE CONTINUING ALONG A LINE 65.00 FEET WEST OF AND PARALLEL TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 2, SAID LINE ALSO BEING ALONG THE EAST LINE OF SAID PAMIDA BUILDING NUMBER 4 PARCEL, NORTH 01 DEGREES 12MINUTES 46 SECONDS EAST, A DISTANCE OF 645.65 FEET TO AN ANGLE POINT IN THE EAST LINE OF SAID BUILDING NUMBER 4 PARCEL; THENCE CONTINUING ALONG THE EAST LINE OF SAID BUILDING NUMBER 4 PARCEL, NORTH 78 DEGREES 58 MINUTES 18 SECONDS

WEST, A DISTANCE OF 9.44 FEET TO AN ANGLE POINT IN THE EAST LINE OF SAID BUILDING NUMBER 4 PARCEL; THENCE CONTINUING ALONG THE EAST LINE OF SAID PAMIDA BUILDING NUMBER 4 PARCEL, NORTH 01 DEGREES 12 MINUTES 46 SECONDS EAST, A DISTANCE OF 122.69 FEET TO A POINT ON THE APPARENT SOUTH RIGHT-OF-WAY LINE OF NORTH MOUNT ZION ROAD, SAID POINT BEING 17.00 FEET SOUTH OF THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2; THENCE ALONG SAID APPARENT SOUTH RIGHT-OF-WAY LINE, BEING ALSO A LINE 17.00 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 2, SOUTH 89 DEGREES 46 MINUTES 33 SECONDS EAST, A DISTANCE OF 74.31 FEET TO THE POINT OF BEGINNING, CONTAINING 29.98 ACRES, MORE OR LESS.

THE BEARINGS IN THIS DESCRIPTION ARE BASED UPON THE BEARING SYSTEM FOR LEBANON BUSINESS PARK.

**EXHIBIT B**

Economic Revitalization Area is the area outlined with a broad red line located at the northeast corner of the Lebanon Business Park



**LEBANON BUSINESS PARK**

1.65 and S.R. 32 and 33, Lebanon, IN 46052

