

RESOLUTION 2018-33

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, CONFIRMING RESOLUTION 2018-31 AND DETERMINING THAT THE QUALIFICATIONS FOR AN ECONOMIC REVITALIZATION AREA HAVE BEEN MET

WHEREAS, pursuant to Indiana Code 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a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded; and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 adopted its Resolution 2018-31 (the “Declaratory Resolution”) on September 10, 2018 pursuant to the Act declaring the area whose boundaries are located within the corporate boundaries of the City more particularly described in Exhibit A (the “Area”) attached hereto and made a part hereof which 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 making application to the City pursuant to the Act subsequently 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; and

WHEREAS, the Council has caused to be published a notice (the “Notice”) pursuant to the Act and Indiana Code 5-3-1 of the adoption and substances of the Declaratory Resolution, including notice that the Council would hold a public hearing (the “Public Hearing”) in accordance with the Act which Notice was published as least ten (10) days prior to the date of the Public Hearing; and

WHEREAS, the Council in accordance with Section 2 of the Act has caused to be filed a copy of the Notice and the Declaratory Resolution with the Boone County Assessor and the officers of each taxing unit which is authorized to fix budgets, tax rates, and tax levies under Indiana Code 6-1.1-17-5 in the Area at least ten (10) days prior to the date of the Public Hearing; and

WHEREAS, at the Public Hearing held on the date hereof, the Council received, heard and considered any remonstrances and objections from interested persons and heard evidence concerning the qualifications of the Area as an Economic Revitalization Area; and

WHEREAS, after considering the evidence, this Council desires to take final action determining whether the qualifications for an economic revitalization area have been met and further, to take final action confirming the Declaratory Resolution.

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 undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors which have impaired values or prevent a normal development of property or use of property or is an area where a facility or a group of facilities that are technologically, economically, or energy obsolete are located and where the obsolescence may lead to decline in employment and tax revenues.
- Section 3.** Resolution 2018-31 adopted by the Council on September 10, 2018 is hereby confirmed and approved.
- Section 4.** This Resolution shall be in full force and effect immediately upon its adoption.

[Remainder of this page intentionally left blank.]

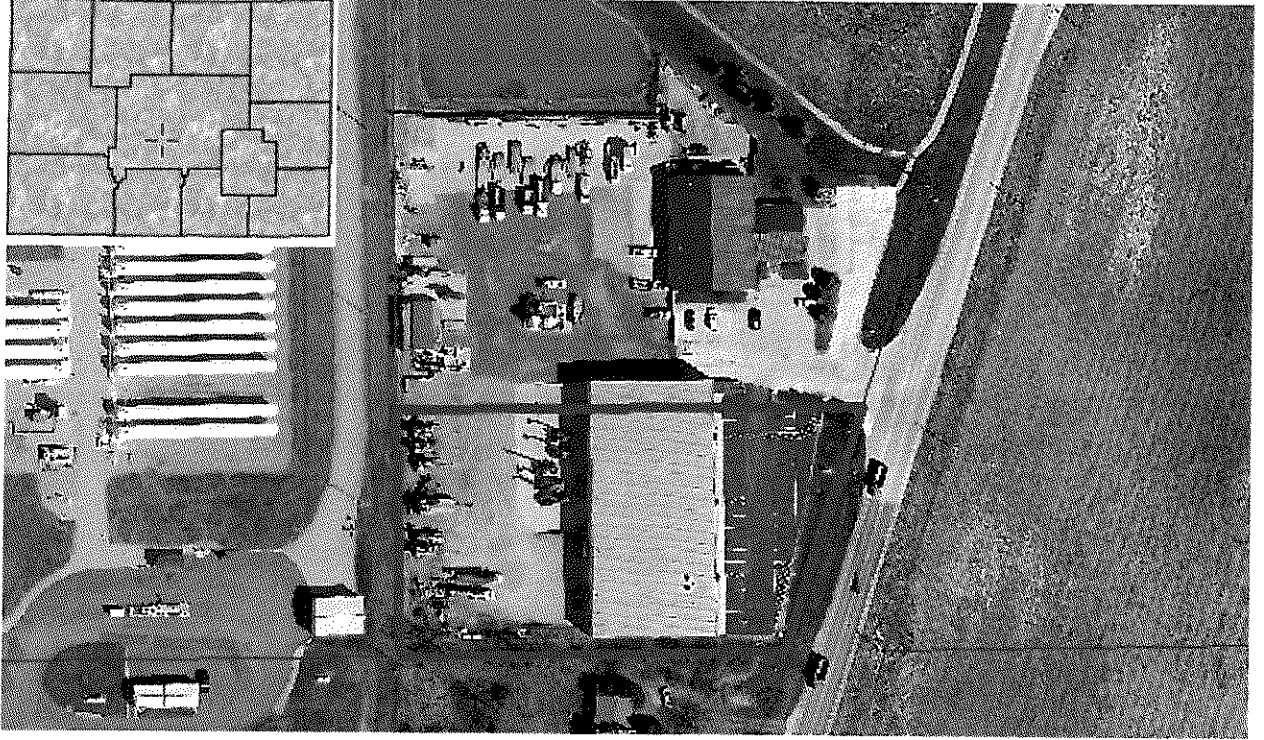
EXHIBIT A

Legal Description of Area

LOT THREE (3) IN QUANTUM PARK, A COMMERCIAL SUBDIVISION LOCATED ALONG STATE ROAD 39 SOUTH IN THE CITY OF LEBANON, INDIANA, AS PER THE PLAT THEREOF RECORDED IN THE OFFICE OF THE RECORDER OF BOONE COUNTY, INDIANA, IN PLAT BOOK 11 AT PAGE 25 ON JANUARY 28, 2000 AS INSTRUMENT NO. 0000964, PARCEL NUMBER 015-04040-03.

EXHIBIT B

Area is generally located along SR 39.



ALL OF WHICH IS ADOPTED this 24 day of September, 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

John Copeland
John Copeland

John Copeland

John Copeland

Dan Fleming
Dan Fleming

Dan Fleming

Dan Fleming

Mike Kincaid
Mike Kincaid

Mike Kincaid

Mike Kincaid

Morris Jones
Morris Jones

Morris Jones

Morris Jones

Dick Robertson
Dick Robertson

Dick Robertson

Dick Robertson

Brent Wheat
Brent Wheat

Brent Wheat

Brent Wheat

ATTEST:

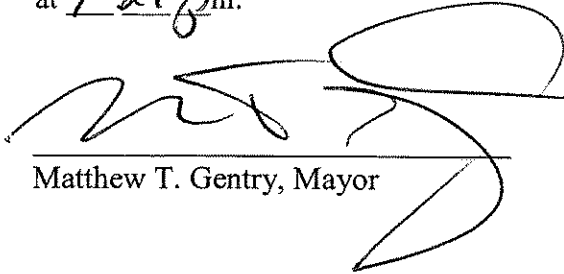
Tonya Thayer
Tonya Thayer, Clerk-Treasurer

I hereby certify that Resolution 2018-32 was delivered to the Mayor of Lebanon on the 24
day of Sept., 2018, at 7:25 p.m.



Tonya Thayer, Clerk-Treasurer

I hereby APPROVE RESOLUTION 2018-32
this 24 day of September, 2018,
at 7:29 p.m.



Matthew T. Gentry, Mayor

I hereby VETO RESOLUTION 2018-32
this _____ day of _____, 2018,
at _____:_____ m.

Matthew T. Gentry, Mayor

ATTEST:



Tonya Thayer, Clerk-Treasurer

This document prepared by:
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