

PLAN COMMISSION ORDER NUMBER 15-03

ORDER OF THE WESTFIELD-WASHINGTON ADVISORY PLAN COMMISSION DETERMINING THAT THE 2015 AMENDATORY DECLARATORY RESOLUTION AND THE ECONOMIC DEVELOPMENT PLAN OF THE SOUTHSIDE ECONOMIC DEVELOPMENT AREA

APPROVED AND ADOPTED BY THE WESTFIELD REDEVELOPMENT COMMISSION CONFORMS TO THE COMPREHENSIVE PLAN AND APPROVING THE 2015 AMENDATORY DECLARATORY RESOLUTION AND REVISIONS TO THE 2015 SOUTHSIDE ECONOMIC DEVELOPMENT PLAN (Southside Economic Development Area, as amended)

WHEREAS, on July 9th, 2013, the Redevelopment Commission (the “Redevelopment Commission”) of the City of Westfield (the “City”) adopted Declaratory Resolution No. 5-2013 (the “Original Declaratory Resolution”) establishing the Southside Economic Development Area (the “Original Area”) as an economic development area under Indiana Code 36-7-14 and Indiana Code 36-7-25 et seq., and all acts supplemental and amendatory thereto (collectively, the “Act”); and,

WHEREAS, the Original Declaratory Resolution (i) identified certain parcels of real estate to be included in and designated as the Original Area as required by Indiana Code 36-7-14-41, (ii) approved an economic development plan for the Original Area (the “Original Plan”), (iii) found that the Original Plan conforms to other development and redevelopment plans for the City, (iv) found that no Original Area residents will be displaced due to the Original Plan, and (v) designated the Original Area as an “allocation area” to be known as the “Southside Economic Development Allocation Area” as required by Indiana Code 36-7-14-39 (the “Original Allocation Area”) and approved and incorporated the Factual Report (the “Original Report”) supporting the Original Declaratory Resolution and the Original Plan presented at the July 9th, 2013 meeting of the Redevelopment Commission, which Original Plan contained specific recommendations for economic development of the Original Area, including road, infrastructure and drainage improvements to the Original Area and related improvements and equipment serving the Original Area as further described in the Original Plan (the “Original Project”); and,

WHEREAS, on August 5th, 2013, the Redevelopment Commission submitted the Original Declaratory Resolution, the Original Plan and supporting data to the Westfield-Washington Advisory Planning Commission (the “Plan Commission”) and the Plan Commission issued its written Order 13-03 approving the Original Declaratory Resolution and the Original Plan as submitted; and,

WHEREAS, on August 12th, 2013, the Common Council of the City (the “Common Council”) approved the (i) Order 13-03 of the Plan Commission, (ii) Declaratory Resolution No. 5-2013, (iii) and approved the creation of the Original Area and approved the actions of the Redevelopment Commission establishing the Original Area pursuant to Indiana Code 36-7-14-16(b) and Indiana Code 36-7-14-41(c); and,

WHEREAS, on August 19th, 2013, after publishing notice of and conducting a public hearing in accordance with the Act, the Redevelopment Commission adopted Resolution No. 7-2013 confirming the Original Declaratory Resolution; and,

WHEREAS, on February 2nd, 2015, the Commission adopted its Resolution 2-2015, amending the Original Declaratory Resolution, to remove parcels and portions of parcels from the Southside Economic Development Plan; and

WHEREAS, after being fully advised in the matter,

NOW, THEREFORE, BE IT ORDERED BY THE WESTFIELD PLAN COMMISSION, AS FOLLOWS:

SECTION I. The 2015 Amendatory Declaratory Resolution and the revision of the Southside Economic Development Plan to remove certain parcels and portions of parcels from the Southside Economic Development Area conform to the Comprehensive Plan of development for the City.

SECTION II. The revision of the Southside Economic Development Area and the revision of the Southside Economic Development Plan to remove certain additional parcels and portions of parcels from the Southside Economic Development Area each are, therefore, in all respects approved, ratified and confirmed.

SECTION III. The approval of the Original Plan as previously amended by this Plan Commission remains in full force and effect.

SECTION IV. The Secretary of the Plan Commission is hereby directed to file a copy of the 2015 Amended Declaratory Resolution with the permanent minutes of this meeting.

PASSED THIS 2nd DAY OF FEBRUARY, 2015, BY THE
WESTFIELD-WASHINGTON PLAN COMMISSION, HAMILTON COUNTY, INDIANA.

President, Plan Commission

ATTEST:

Secretary, Plan Commission