

RESOLUTION NUMBER 08-15

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WESTFIELD, 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 Westfield, Indiana (the “City”) by and through its Common Council as the fiscal body of the City and 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 the Economic Revitalization Area; 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a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded; and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 the area commonly collectively known as 734 East 169th Street, and also commonly known as 16933 Oak Ridge Road and 17001 Oak Ridge Road, Westfield, 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 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.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WESTFIELD, INDIANA AS FOLLOWS:

SECTION I. The Area is located within the City.

SECTION II. The Area is hereby declared to be an “Economic Revitalization Area” as defined in the Act.

SECTION III. A public hearing shall be held at the time and place of the regular meeting of the Council on June 23, 2008 at 7:00 p.m. at the Westfield City Hall, 130 Penn Street, Westfield, Indiana. There shall 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 name the date for the Public Hearing, that the Council will hear all remonstrance 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, and that a copy of this Resolution has been filed with and shall be available for inspection in the office of the Hamilton County Assessor.

SECTION IV.

Pursuant to the Act, the City Clerk-Treasurer 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 V.

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

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ADOPTED AND PASSED THIS 9TH DAY OF JUNE, 2008, BY THE
WESTFIELD COMMON COUNCIL, HAMILTON COUNTY, INDIANA.

WESTFIELD COMMON COUNCIL
Hamilton County, Indiana

WESTFIELD COMMON COUNCIL

Voting For

Voting Against

Abstain

John Dippel

John Dippel

John Dippel

Bob Horkay

Bob Horkay

Bob Horkay

Ken Kingshill

Ken Kingshill

Ken Kingshill

Bob Smith

Bob Smith

Bob Smith

Thomas Smith

Thomas Smith

Thomas Smith

Rob Stokes

Rob Stokes

Rob Stokes

Melody Sweat

Melody Sweat

Melody Sweat

ATTEST:

Clerk-Treasurer, Cindy Gossard

This resolution prepared by:
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I hereby certify that RESOLUTION 08-15 was delivered to the Mayor of Westfield on the _____ day of _____, 2008, at _____ m.

Cindy Gossard, Clerk-Treasurer

I hereby APPROVE Resolution 08-15
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

I hereby VETO Resolution 08-15
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

This document prepared by
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EXHIBIT A

Legal Description of Area

Commonly Collectively Known as 734 East 169th Street, Westfield, Indiana

TRACT 1: Also commonly known as 17001 Oak Ridge Road

A part of the Northwest quarter of the Southwest quarter of Section 1, Township 18 North, Range 3 East in Washington Township, Hamilton County, Indiana, more particularly described as follows:

Beginning at the Northwest corner of the Southwest quarter of Section 1, Township 18 North, Range 3 East, thence N 86° 34' 58" E along the North line of said quarter 574.65 feet, thence S 00° 18' 18" 808.68 feet, thence S 87° 50' 20" W 578.34 feet to a point on the West line of said quarter, thence N 00° 00' 00" (assumed bearing) along said West line 796.23 feet to the point of beginning and containing 10.608 acres, more or less.

TRACT 2: Also commonly known as 16933 Oak Ridge Road

PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 18 NORTH, RANGE 3 EAST IN WASHINGTON TOWNSHIP, HAMILTON COUNTY, INDIANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID QUARTER-QUARTER SECTION; THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST (ASSUMED BASIS OF BEARING) ALONG THE WEST LINE OF SAID QUARTER-QUARTER SECTION, 521.37 FEET TO A POINT 796.23 FEET SOUTH OF THE NORTHWEST CORNER OF SAID QUARTER-QUARTER SECTION; THENCE NORTH 87 DEGREES 50 MINUTES 20 SECONDS EAST 578.34 FEET; THENCE SOUTH 0 DEGREES 18 MINUTES 18 SECONDS EAST 515.37 FEET TO THE SOUTH LINE OF SAID QUARTER-QUARTER SECTION; THENCE SOUTH 87 DEGREES 15 MINUTES 25 SECONDS WEST ALONG SAID SOUTH LINE, 581.35 FEET TO THE POINT OF BEGINNING.

EXCEPT:

PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 18 NORTH, RANGE 3 EAST IN WASHINGTON TOWNSHIP, HAMILTON COUNTY, INDIANA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID QUARTER-QUARTER SECTION SAID POINT ALSO BEING THE SOUTHWEST CORNER OF A PARCEL CONVEYED TO WILLIAM H. BANGS AND JANET L. BANGS RECORDED AS INSTRUMENT #89-18154 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA; THENCE

NORTH ALONG THE WEST LINE OF SAID QUARTER QUARTER SECTION AND OF SAID PARCEL 300.00 FEET; THENCE EAST PARALLEL WITH THE SOUTH LINE OF SAID QUARTER QUARTER SECTION AND OF SAID PARCEL 30.00 FEET; THENCE SOUTH PARALLEL WITH THE AFORESAID WEST LINE 225.00 FEET; THENCE SOUTHEASTERLY 49.50 FEET TO A POINT 65.00 EAST AND 40 FEET NORTH OF SAID SOUTHWEST CORNER; THENCE EAST PARALLEL WITH THE AFORESAID SOUTH LINE 235.00 FEET; THENCE SOUTH PARALLEL WITH THE AFORESAID WEST LINE 40.00 FEET TO A POINT ON THE AFORESAID SOUTH LINE; THENCE WEST ALONG THE SAID SOUTH LINE 300 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.468 ACRES, MORE OR LESS.

EXHIBIT B

