

**WESTFIELD REDEVELOPMENT COMMISSION
RESOLUTION NO. 10-2015**

**RESOLUTION OF THE WESTFIELD REDEVELOPMENT COMMISSION
AMENDING THE DECLARATORY RESOLUTION OF THE
EAST SIDE ECONOMIC DEVELOPMENT AREA**

WHEREAS, on February 21, 2007, the Redevelopment Commission (the “Commission”) of the Town of Westfield, Indiana (the “Town” and on and after January 1, 2008, the “City”), adopted Resolution No. 1-2007 (the “Declaratory Resolution”), establishing the East Side Economic Development Area (the “Area”), all pursuant to and in accordance with Indiana Code 36-7-14 and Code 36-7-25 *et. seq.*, and all acts supplemented and amendatory thereto (collectively, the “Act”); and

WHEREAS, the Declaratory Resolution (i) identified certain parcels of real estate to be included in and designated as the Area as required by Indiana Code 36-7-14-41, (ii) approved an Economic Development Plan for the Area (the “Plan”), (iii) found that the Plan conforms to other development and redevelopment plans for the Town, (iv) found that no Area residents will be displaced due to the Plan, and (v) designated the Area as an “allocation area” to be known as the “East Side Economic Development Allocation Area” as required by Indiana Code 36-7-14-39 (the “East Side Allocation Area”); and

WHEREAS, on September 24, 2007, the Westfield-Washington Plan Commission (the “Plan Commission”) adopted Plan Commission Order No. 07-01 approving the Declaratory Resolution and Plan and finding that the Plan for the Area conforms to the comprehensive plan of development for the Town; and

WHEREAS, on October 8, 2007, the Westfield Town Council (the “Town Council”) adopted Resolution No. 07-18 approving the Order of the Plan Commission and the establishment of the Area; and

WHEREAS, on November 27, 2007, after notice and a public hearing thereon, the Redevelopment Commission confirmed the Declaratory Resolution by the adoption of Resolution No. 2-2007 (the “Confirmatory Resolution”); and

WHEREAS, the Commission amended Declaratory Resolution No. 1-2007 by the adoption of Resolution No. 3-2007, on November 27, 2007, by the adoption of Resolution No. 7-2008, on February 13, 2008 and by the adoption of Resolution No. 1-2009, on July 7, 2009, each of which resolutions was confirmed by the Commission by the adoption of a confirmatory resolution, all in accordance with Indiana Code Section 36-7-14-17.5 and now desires to further amend Declaratory Resolution No. 1-2007, as heretofore amended, by the adoption of this resolution (the Declaratory Resolution, as amended hereby is hereinafter referred to as the “Declaratory Resolution”); and

WHEREAS, the Commission proposes to amend the Declaratory Resolution to remove from the Area and from the East Side Allocation Area certain parcels (the “Parcels”), as described in Exhibit A, all in accordance with Indiana Code Section 36-7-14-17.5; and

WHEREAS, the Parcels are located within the Area and within the East Side Allocation Area.

NOW, THEREFORE, be it resolved by the Commission that:

Section 1. The Commission hereby finds that the parcels, as described in Exhibit A hereto, are located within the Area and within the East Side Allocation Area.

Section 2. The Commission hereby amends the Declaratory Resolution to remove the Parcels, as described in Exhibit A hereto, from the Area and from the East Side Allocation Area (the “Amendment”).

Section 3. Upon consideration of the evidence and findings presented to the Commission, the Commission hereby finds the Amendment, as set forth in Sections 1 and 2 of this Resolution, will benefit the public health and welfare of the citizens of the City and the State of Indiana and is reasonable and appropriate when considered in relation to the original Plan and the purposes of the Act, and hereby approves the Amendment.

Section 4. The Commission hereby finds that the Plan, together with the proposed Amendment described herein, conform to the Comprehensive Plan for the City.

Section 5. This Resolution shall constitute an amendment to the Declaratory Resolution and the Plan and is incorporated into the Plan by this reference thereto.

Section 6. In all other respects, the Declaratory Resolution and the Plan, as amended by the Amendment, shall remain in full force and effect.

Section 7. The Commission may exercise its authority pursuant to the Act for the purpose contemplated by the Amendment herein, including but not limited to the development and redevelopment within the Area and within the East Side Allocation Area, all for the purposes set forth herein.

Section 8. This Resolution shall be submitted to the Plan Commission of the City, pursuant to Indiana Code 36-7-14-16(a), for its approval of the Amendment, whereby upon written approval by the Plan Commission, the Plan Commission’s order approving the Amendment shall be submitted to the Common Council of the City for approval pursuant to Indiana Code 36-7-14-16(b).

Section 9. This Resolution shall be effective upon its adoption and passage.

[Remainder of Page Intentionally Left Blank.]

ADOPTED AND PASSED THIS ____ DAY OF _____, 2015,
BY A VOTE OF ____ IN FAVOR AND ____ OPPOSED, BY THE
WESTFIELD REDEVELOPMENT COMMISSION, HAMILTON COUNTY, INDIANA.

By: _____
Joseph Plankis, President

By: _____
Joseph E. Ingalls, Vice President

By: _____
Scott Robison, Secretary

By: _____
Jill Doyle, Member

By: _____
Douglas J. Holtz, Member

ATTEST:

Cindy J. Gossard, Clerk-Treasurer

This resolution prepared by:

James T. Crawford, Attorney at Law
Krieg DeVault LLP
12800 North Meridian Street, Suite 300
Carmel, Indiana 46032
317-238-6239

KD_IM-7633768_1.DOC

EXHIBIT A

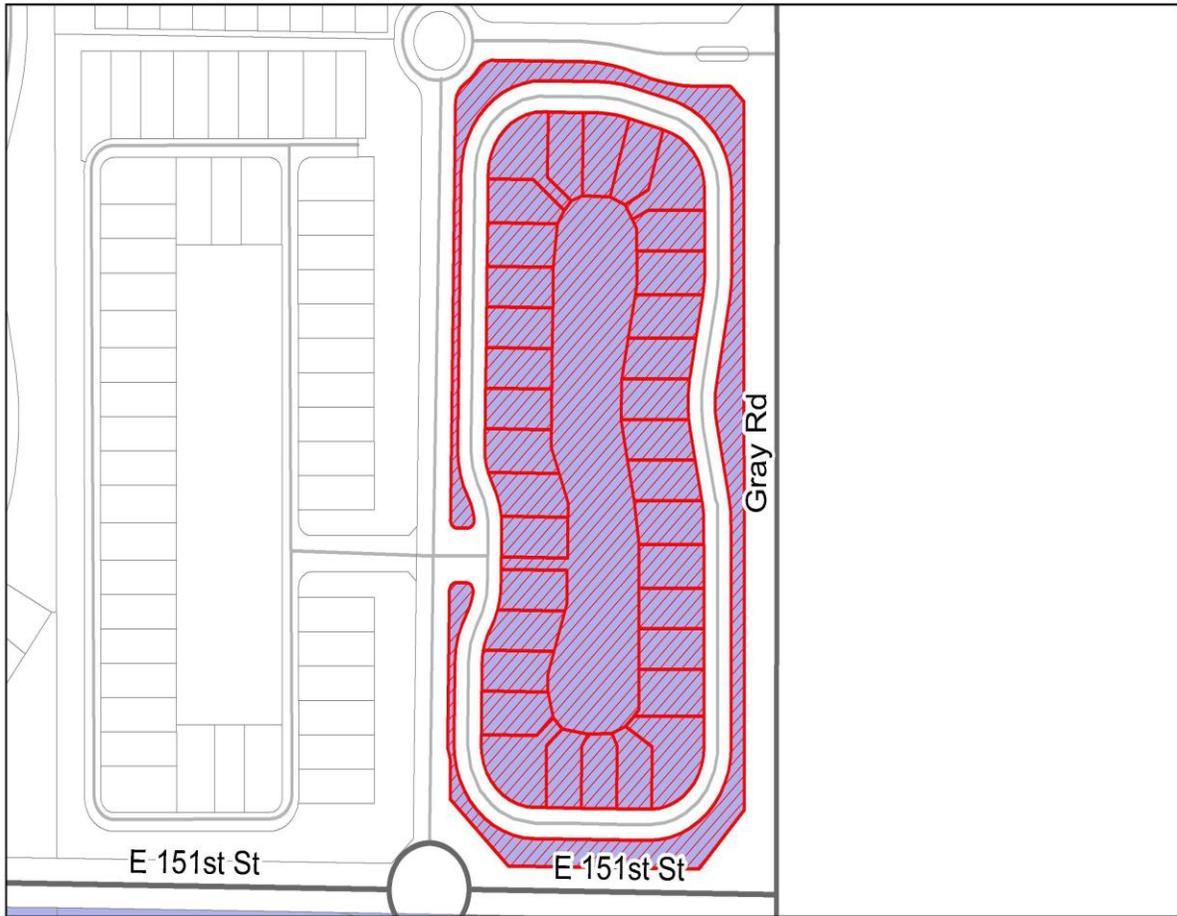
**MAP AND DESCRIPTION OF PARCELS REMOVED FROM THE
EAST SIDE ECONOMIC DEVELOPMENT AREA**

Attachment 1 Map of Parcels Removed (2 pages)

Attachment 2 List of Parcels Removed (3 pages)

Attachment 1

Map of Parcels Removed

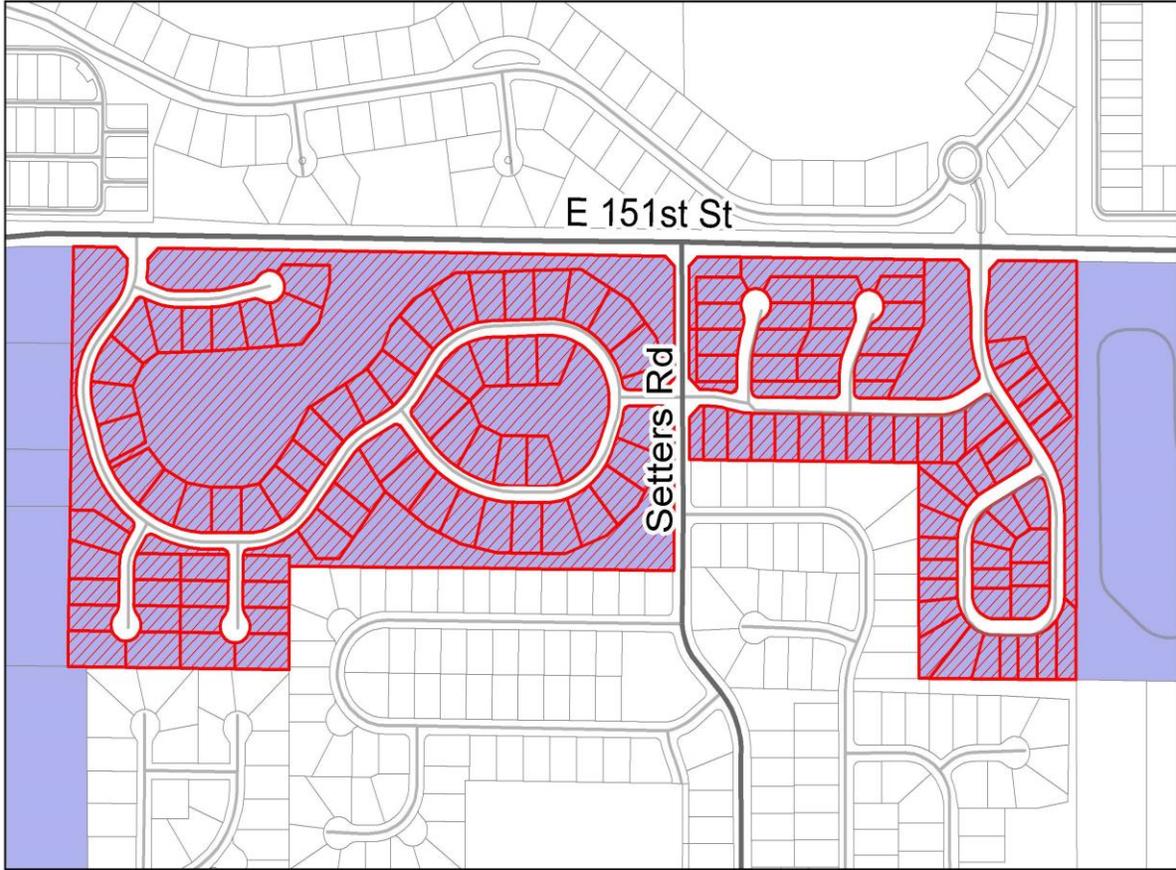


East Side TIF Parcel Removal (37)

 To Be Removed

 Westfield East Side EDA





East Side TIF Parcel Removal (142)

 To Be Removed

 Westfield East Side EDA



Attachment 2

List of Parcels Removed

08-10-17-00-22-009.000	08-10-17-00-23-025.000
08-10-17-00-22-015.000	08-10-17-00-23-027.000
08-10-17-00-22-016.000	08-10-17-00-23-030.000
08-10-17-00-22-017.000	08-10-17-00-23-032.000
08-10-17-00-22-018.000	08-10-17-00-23-033.000
08-10-17-00-23-001.000	08-10-17-00-23-034.000
08-10-17-00-23-006.000	08-10-17-00-23-035.000
08-10-17-00-23-011.000	08-10-17-00-23-036.000
08-10-17-00-23-012.000	08-10-17-00-23-037.000
08-10-17-00-23-014.000	08-10-17-00-23-038.000
08-10-17-00-23-015.000	08-10-17-00-23-040.000
08-10-17-00-23-016.000	08-10-17-00-23-043.000
08-10-17-00-23-018.000	08-10-17-00-23-053.000
08-10-17-00-23-046.000	08-10-17-00-23-059.000
08-10-17-00-23-047.000	08-10-17-00-23-060.000
08-10-17-00-23-048.000	08-10-17-00-23-063.000
08-10-17-00-23-051.000	08-10-17-00-23-066.000
08-10-17-00-23-056.000	08-10-17-00-23-067.000
08-10-17-00-23-071.000	08-10-17-00-18-013.000
08-10-17-00-23-072.000	08-10-17-00-18-014.000
08-10-17-00-23-073.000	08-10-17-00-18-027.000
08-10-17-00-23-074.000	08-10-17-00-18-030.000
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08-10-17-00-18-044.000	08-10-17-00-22-001.000
08-10-17-00-18-045.000	08-10-17-00-22-002.000
08-10-17-00-18-046.000	08-10-17-00-22-003.000
08-10-17-00-24-001.000	08-10-17-00-22-004.000
08-10-17-00-24-002.000	08-10-17-00-22-005.000
08-10-17-00-24-003.000	08-10-17-00-22-006.000
08-10-17-00-23-003.000	08-10-17-00-22-007.000
08-10-17-00-23-008.000	08-10-17-00-22-008.000
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08-10-17-00-23-017.000	08-10-17-00-22-012.000
08-10-17-00-23-020.000	08-10-17-00-22-013.000
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