

RESOLUTION NO. 4-2019

RESOLUTION OF THE CITY OF BEECH GROVE REDEVELOPMENT COMMISSION CONFIRMING THE ESTABLISHMENT OF AN ALLOCATION AREA IN THE CITY OF BEECH GROVE, AMENDING AN EXISTING ALLOCATION AREA, AND DESIGNATING A TAXPAYER FOR PURPOSES OF COLLECTING TAX REVENUE FROM THE TAXPAYER'S DEPRECIABLE PERSONAL PROPERTY IN THE NEW ALLOCATION AREA

WHEREAS, the Commission adopted Resolution No. 3-2019 (the "Declaratory Resolution") on October 17, 2019, amending the Integrated Redevelopment Plan ("Plan") and prior resolution(s), including Resolution No. 1-2008, to: (i) amend the boundaries of the Beech Grove Consolidated Allocation Area, which may be referred to by the Department of Local Government Finance as the Expanded Allocation Area, by excising therefrom certain parcels purchased in 2019 by Heritage Group, LLC, as parent company of Milestone Contractors, L.P., or its partner or affiliated entity (collectively, "Milestone"), and certain parcels owned by railroad companies, from the Consolidated Allocation Area, as described in Exhibit A to the Declaratory Resolution; (ii) establish a new allocation area ("Northeast Emerson Allocation Area") within the meaning of Section 39 of the Act consisting of the excised parcels, some of which were previously designated as part of the Consolidated Allocation Area, and some of which were not within an allocation area, as described in Exhibit A to the Declaratory Resolution; and (iii) designate Milestone as a "designated taxpayer," pursuant to Section 39.3 of the Act (collectively, the "Amendments");

WHEREAS, pursuant to Section 16(d) of Indiana Code § 36-7-14, as amended (the "Act"), the Common Council for the City of Beech Grove ("Common Council"), on November 4, 2019, adopted Resolution No. 11, 2019, determining that the Declaratory Resolution and Amendments conform to the plan of development for the City, approving amendments to the Plan, and approving, in all respects, the Declaratory Resolution and Plan, as amended;

WHEREAS, the Commission has received the written order of approval as required by Section 17(a) of the Act;

WHEREAS, pursuant to Section 17(a) of the Act, the Commission caused to be published a notice of public hearing with respect to the Declaratory Resolution (the "Notice of Public Hearing") in accordance with Indiana Code § 5-3-1 and made available maps and plats for public inspection at the office of the Mayor of the City of Beech Grove;

WHEREAS, pursuant to Section 17(b) of the Act, the Commission caused the Notice of Public Hearing to be filed in the office of the unit's plan commission, board of zoning appeals, works board, park board, and building commissioner, and any other departments, bodies, or officers of the unit having to do with unit planning, variances from zoning ordinances, land use, or the issuance of building permits;

WHEREAS, pursuant to Section 17(c) of the Act, the Commission filed with each taxing unit that is wholly or partly located within the Northeast Emerson Allocation Area a copy of the Notice of Public Hearing and a statement describing the tax impact of the Northeast Emerson Allocation Area;

WHEREAS, pursuant to Section 17(d) of the Act, at the hearing held by the Commission on November 21, 2019 (“Public Hearing”), the Commission heard all person interested in the proceedings and considered any written remonstrances that were filed and all evidence presented; and

WHEREAS, the Commission now desires to take final action determining the public utility and benefit of the Amendments and confirming the Declaratory Resolution, in accordance with the Act.

NOW, THEREFORE, BE IT RESOLVED by the City of Beech Grove Redevelopment Commission, as the governing body of the City of Beech Grove Redevelopment Department, as follows:

1. The Commission finds that it is in the public utility and benefit of the City of Beech Grove to take final action on the actions contemplated in the Declaratory Resolution, as approved by the Common Council.
2. After considering the evidence presented at the Public Hearing, the Commission hereby confirms the findings and determinations, designations, and approving and adopting actions contained in the Declaratory Resolution.
3. After considering the evidence presented at the Public Hearing, the Commission hereby finds and determines that it will be of public utility and benefit to proceed with the proposed projects set forth in the amendments to the Plan, as approved by the Common Council, and the Plan, as amended, is hereby approved in all respects.
4. The Declaratory Resolution is hereby confirmed.
5. This Resolution constitutes final action, pursuant to Section 17(d) of the Act, by the Commission determining the public utility and benefit of the Amendments and amended Plan and confirming the Declaratory Resolution in all respects. The officers of the Commission are directed to cause to be recorded this final action taken by the Commission pursuant to the requirements of Section 17(d) of the Act, and to cause to be filed prior to December 1, 2019, the information required by Section 17(e) of the Act with the county auditor and Department of Local Government Finance.
6. This resolution shall take effect immediately upon its adoption by the Commission.

Adopted this 21st day of November, 2019.

**CITY OF BEECH GROVE
REDEVELOPMENT COMMISSION**



Cathy Chappell, Acting President

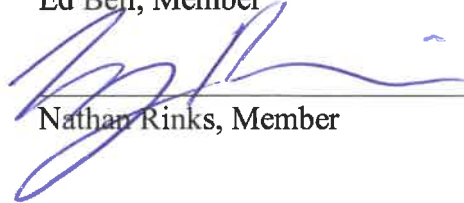
Ron Mote, Vice President



Tara Wolf, Acting Secretary



Ed Bell, Member



Nathan Rinks, Member