

## **RESOLUTION 051**

### **CONFIRMATORY RESOLUTION OF THE TOWN OF MUNSTER REDEVELOPMENT COMMISSION REGARDING CERTAIN AMENDMENTS TO THE ORIGINAL DECLARATORY RESOLUTION AND ECONOMIC DEVELOPMENT FOR THE RIDGE ROAD/CALUMET AVENUE ECONOMIC DEVELOPMENT AREA**

WHEREAS, The Town of Munster Redevelopment Commission (the "Commission") pursuant to IC 36-7-14 (the "Act") serves as the governing body of the Town of Munster Redevelopment District (the "District"); and

WHEREAS, The Commission has previously adopted and confirmed resolutions (collectively, the "Original Declaratory Resolution") which (i) established and expanded an economic development area known as the "Ridge Road/Calumet Avenue Economic Development Area" pursuant to Sections 15 and 41 of the Act (the "Economic Development Area"), (ii) designated all of the Economic Development Area and expansions thereto as an allocation area pursuant to Section 39 of the Act (as expanded, the "Ridge Road/Calumet Avenue Economic Development Allocation Area"), and (iii) approved and amended a development plan for the Economic Development Area (the "Original Plan") pursuant to the Act; and

WHEREAS, The Original Declaratory Resolution and the Original Plan were previously approved by the Town of Munster Plan Commission (the "Plan Commission") and the Town Council of the Town (the "Town Council") in accordance with the Act; and

WHEREAS, On July 15, 2019, the Commission adopted a Declaratory Resolution pursuant to the Act (the "2019 Declaratory Resolution"), for the purpose of further amending the Original Declaratory Resolution and the Original Plan to (i) remove certain area from the Original Allocation Area, (ii) designate all of such area so removed from the Original Allocation Area as a separate allocation area within the Economic Development Area pursuant to Section 39 of the Act, to be known as the Maple Leaf Crossing Allocation Area (the "Maple Leaf Crossing Allocation Area"), and (iii) adopt a supplement to the Original Plan for the purpose of further expanding the scope of certain economic development projects to be undertaken by the Commission within the Economic Development Area (the "2019 Plan Supplement"); and

WHEREAS, Pursuant to Sections 16(a) and 41 of the Act, the Plan Commission adopted a resolution on August 13, 2019, constituting the written order of the Plan Commission (the "Plan Commission Order") approving the 2019 Declaratory Resolution and the 2019 Plan Supplement, and determining that the 2019 Declaratory Resolution and the 2019 Plan Supplement conform to the plan of development for the Town; and

WHEREAS, Pursuant to Sections 16(b) and 41 of the Act, the Town Council adopted a resolution on September 3, 2019, approving the 2019 Declaratory Resolution, the 2019 Plan Supplement and the Plan Commission Order; and

WHEREAS, Pursuant to Sections 17 and 41 of the Act, the Commission caused to be published a notice of public hearing with respect to the 2019 Declaratory Resolution and filed a copy of said notice in the offices of all departments, bodies or officers of the Town having to do with Town planning, variances from zoning ordinances, land use or the issuance of building permits; and

WHEREAS, Pursuant to Sections 17 and 41 of the Act, the Commission also filed with each taxing unit located wholly or partially, within the Maple Leaf Crossing Allocation Area a copy of the notice of public hearing and a statement disclosing the impact of establishing such allocation area; and

WHEREAS, At the public hearing held by the Commission on September 3, 2019, at 7:00 p.m. (local time), the Commission heard all persons interested in the proceedings and considered written remonstrances and objections, if any; and

WHEREAS, The Commission now desires to take final action determining the public utility and benefit of the proposed development projects for the Redevelopment Area and confirming the Declaratory Resolution, in accordance with Sections 17 and 41 of the Act; now, therefore, be it

*RESOLVED* By the Town of Munster Redevelopment Commission, governing body of the Town of Munster Department of Redevelopment, as follows:

1. After considering the evidence presented at the hearing on the date hereof, the Commission hereby confirms the findings and determinations, designations and approving and adopting actions contained in the 2019 Declaratory Resolution and the 2019 Plan Supplement.
2. The Commission hereby finds and determines that it will be of public utility and benefit to proceed with the Original Plan, as amended by the 2019 Declaratory Resolution and the 2019 Plan Supplement.
3. The 2019 Declaratory Resolution and the 2019 Plan Supplement are hereby confirmed in all respects.
4. This Resolution constitutes final action, pursuant to Section 17(d) of the Act, by the Commission determining the public utility and benefit of the proposed projects and confirming the 2019 Declaratory Resolution and the 2019 Plan Supplement.
5. The Secretary of the Commission is directed to record the final action taken by the Commission pursuant to the requirements of Section 17(d) of the Act.

DULY PASSED AND ADOPTED by the by the Town of Munster Redevelopment Commission on this 3<sup>rd</sup> day of September, 2019, by a vote of \_\_\_\_\_ in favor, \_\_\_\_\_ opposed and \_\_\_\_\_ abstaining.

TOWN OF MUNSTER REDEVELOPMENT  
COMMISSION

\_\_\_\_\_  
Dr. Andy Koultourides, President

ATTEST:

\_\_\_\_\_  
David F. Shafer, Executive Secretary