RESOLUTION NO. 90-10

TAX ABATEMENT PROCEDURE RESOLUTION

WHEREAS, the County Council of the County of Martin, Indiana, recognizes the need to stimulate growth and to maintain a sound economy within its limits; and

WHEREAS, the County Council further recognizes that certain areas of the County of Martin are undesirable for or impossible of normal development and occupancy because of lack of development, cessation of growth, deterioration of improvements, substandard buildings or other factors which have impaired values or prevented a normal development of property or use of property; and

WHEREAS, there are areas within the County of Martin where a facility or a group of facilities are technologically, economically or energy obsolete which may lead to a decline in employment and tax revenue; and

WHEREAS, the County of Martin recognizes that incentives to locate development in these areas would be in the best interest of the County of Martin; and

WHEREAS, the law of the State of Indiana provides for tax abatement for rehabilitation or redevelopment of real property and acquisition of new manufacturing equipment in economic revitalization areas as set forth in Indiana Code 6-1.1-12.1-1 et seq., and it is advisable that a procedure be established for processing such tax abatement applications within the County of Martin;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF THE COUNTY OF MARTIN, INDIANA, THAT:

Section 1.

PROCEDURE FOR DESIGNATING ECONOMIC REVITALIZATION AREAS

A. The owner or owners of property which is located within the County shall apply to the County Council for tax abatement consideration by filing an application with the County Auditor.

B. The application shall set forth the following information:

1. The name and address of the applicant;

2. A description of the redevelopment, rehabilitation and/or new manufacturing equipment that the applicant proposes to implement in his project of economic revitalization;

3. The name and address of the owner or owners of the real property for which tax abatement is being sought or of the real property where new manufacturing equipment will be installed, and any other persons leasing, intending to lease or having an option to buy such property;

4. The legal description and commonly known address of the real property for which real property tax abatement is being applied for and/or the legal description and commonly known address of the facility in which the new manufacturing equipment will be installed for which the personal property tax abatement is being petitioned;

F. Upon adoption of a declaratory resolution designating an area an economic revitalization area, a public hearing will be conducted to hear any remonstrances and objections from interested persons, and the County Council shall publish notice of the adoption and substance of the declaration resolution and the date and time for the public hearing in accordance with Indiana Code 5-3-1.

G. At the public hearing, the County Council will receive and hear any remonstrances and objection from interested persons regarding the declaration resolution designating an area to be an economic revitalization area. Thereafter, the County Council will determine whether the qualifications for an economic revitalization area have been met and may confirm, modify and confirm, or rescind their previous resolution.

SECTION 2.
EXPIRATION PERIOD FOR PROPERTY TAX ABATEMENT AND CONSTRUCTION OF RESOLUTION

Economic revitalization area designation granted as a result of applications for property tax abatement shall expire in accordance with the statutory limitations so established. This resolution shall be construed as providing a procedure for the implementation of Indiana Code 6-1.1-12.1-1 et seq., and shall be subject to the requirements and restrictions of said statute.

SECTION 3.
EFFECTIVE DATE

This resolution shall be in full force and effect from and after its passage by the County Council of the County of Martin, Indiana, upon signature by the County Council, and attested by the Auditor.

ADOPTED by the County Council, Martin County, Indiana, this 5th day of Sept, 1990.

Thomas George — Walter Murphy
Ernest Mathies — Garland Fellers
Bernard Doane — William A. Strange
Carlton Ragsdale

ATTEST:

Victor P. Crew

Victor P. Crew, Auditor
Martin County, Indiana