

County Council of Wabash County, Indiana

**GENERAL ORDINANCE NO. 85-14, 2007**

**AN ORDINANCE IMPOSING THE COUNTY ADJUSTED GROSS INCOME  
TAX TO PROVIDE PROPERTY TAX RELIEF**

WHEREAS, IC 6-3.5-1.1-26, as added by P.L. 224-07 ("Act"), SECTION 68, permits a to adopt an ordinance to impose an income tax rate to provide property tax relief to political subdivisions in the county ("Property Tax Relief ");

WHEREAS, pursuant to IC 6-3.5-1.1-2(c), as amended by the Act, the county may impose the income tax rate after March 31 and before August 1 of a year;

WHEREAS, pursuant to HEA 1010-2008, SEC. 9, the County may impose the income tax rate prior to January 1, 2008;

WHEREAS, the Act provides that Property Tax Relief may be used to: (i) provide uniform local property tax replacement credits to all taxpayers in the county; (ii) uniformly increase the homestead credit percentage in the county; (iii) to provide local property tax replacement credits at a uniform rate for all qualified residential property (as defined in IC 6-1.1-20.6-4) in the county; or (iv) provide any combination of property tax credits and homestead credits;

WHEREAS, the Act requires the ordinance to specify the form or forms of Property Tax Relief to be provided;

WHEREAS, the Wabash County Council desires to impose an income tax rate to generate income tax revenue to provide Property Tax Relief to political subdivisions in the County;

**NOW, THEREFORE, BE IT ORDAINED BY THE WABASH COUNTY  
COUNCIL:**

1. There is now imposed an additional rate of the county adjusted gross income tax at the rate of one percent (1.0%), in accordance with IC 6-3.5-1.1-26 to raise income tax revenue to provide Property Tax Relief to political subdivisions in the County.

2. Property Tax Relief shall take the form of and be equally applied as:

2.1. local property tax replacement credits at a uniform rate to all taxpayers in the County. Income tax revenue attributable to the tax rate imposed under this ordinance that is used to provide uniform local


property tax replacement credits to all taxpayers in accordance with the Act shall be distributed to civil taxing units and school corporations in the County in the same manner that certified distributions are allocated as property tax replacement credits under IC 6-3.5-1.1-12. The department of local government finance shall provide the County auditor with the amount of property tax replacement credits that each civil taxing unit and school corporation in the County is entitled to receive from income tax revenue attributable to the tax rate imposed under this ordinance. The County auditor shall then certify to each civil taxing unit and school corporation the amount of property tax replacement credits the civil taxing unit or school corporation is entitled to receive pursuant to this ordinance during that calendar year.

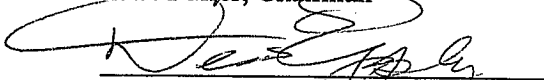
2.2. uniformly increase the homestead credit percentage for all homesteads (as defined in IC 6-1.1-20.9-1) in the County. The additional homestead credits shall be treated for all purposes as property tax levies. The additional homestead credits do not reduce the basis for determining the state homestead credit under IC 6-1.1-20.9. The additional homestead credits shall be applied to the net property taxes due on the homestead after the application of all other assessed value deductions or property tax deductions and credits that apply to the amount owed under IC 6-1.1. The department of local government finance shall determine the additional homestead credit percentage for a particular year based on the amount of tax revenue that will be used pursuant to this ordinance to provide additional homestead credits in that year.

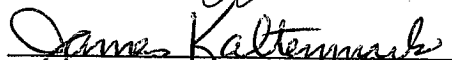
3. This ordinance takes effect January 1, 2008.

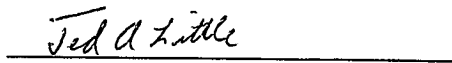
ADOPTED this 3rd day of December, 2007.

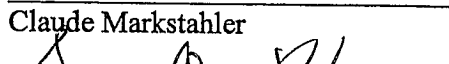
County Council of Wabash County, Indiana

  
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