

RESOLUTION NO. 2019-35

RESOLUTION OF THE CITY OF FRANKLIN REDEVELOPMENT COMMISSION CONFIRMING A RESOLUTION AMENDING THE DECLARATORY RESOLUTION FOR THE U.S. 31 ECONOMIC DEVELOPMENT AREA AND APPROVING AN AMENDMENT TO THE DEVELOPMENT PLAN FOR SAID AREA

WHEREAS, the City of Franklin Redevelopment Commission (the “Redevelopment Commission”), governing body of the City of Franklin Department of Redevelopment, previously adopted Resolution No. 2015-30, on December 15, 2015, as confirmed by Resolution No. 2016-19, adopted on April 19, 2016 (collectively, the “Declaratory Resolution”) establishing and expanding an economic development area known as the “U.S. 31 Economic Development Area” (the “Economic Development Area”), designating certain portions of the Economic Development Area as an “allocation area” for purposes of Section 39 of the Act, and approving an economic development plan for the Area (the “Plan”), pursuant to Indiana Code 36-7-14, as amended (the “Act”); and

WHEREAS, on March 19, 2019, the Redevelopment Commission approved and adopted a resolution (the “Resolution”), which amended the Declaratory Resolution to: (i) add the area of City of Franklin, Indiana (the “City”) described on Exhibit A thereto to the Economic Development Area and to the extent such area is in any other economic development area established by the Redevelopment Commission, remove it from such economic development area, and (ii) amend the Plan as described in Exhibit B attached thereto (clauses (i) and (ii), collectively, the “Amendments”); and

WHEREAS, the City of Franklin Plan Commission, on April 16, 2019, approved and adopted a resolution (the “Plan Commission Order”) determining that the Resolution and the Plan conform to the plan of development for the City and approving the Resolution and the Amendments; and

WHEREAS, pursuant to Sections 16 and 41 of the Act, the Common Council of the City on May 6, 2019, adopted a resolution which approved the Resolution, the Amendments, and the Plan Commission Order; and

WHEREAS, the Commission has received the written orders of approval as required by Section 17 of the Act; and

WHEREAS, pursuant to Sections 17 and 17.5 of the Act, the Commission caused to be published a Notice of Public Hearing with respect to the Resolution and the Amendments, sent by first class mail a copy of said Notice to all property owners of property that is proposed to be added to the acquisition list, and filed a copy of said Notice in the offices of all departments, bodies or officers of the County having to do with County planning, variances from zoning ordinances, land use or the issuance of building permits; and

WHEREAS, at the hearing (the “Public Hearing”) held by the Commission on June 18, 2019, the Commission heard all persons 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 actions proposed by the Resolution and the Plan, as amended by the Amendments and confirming the Resolution, in accordance with Section 17 of the Act.

NOW, THEREFORE, BE IT RESOLVED by the City of Franklin Redevelopment Commission, as follows:

1. 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 Resolution.

2. 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, and the Amendments are hereby approved in all respects.

3. The Resolution is hereby confirmed.

4. This Resolution constitutes final action, pursuant to Section 17(d) of the Act, by the Commission determining the public utility and benefit of proceeding with the actions proposed by the Resolution and the Plan, and confirming the Resolution and approving the Plan.

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.

6. This resolution shall take effect immediately upon its adoption by the Commission.

DULY ADOPTED on this 18th day of June, 2019, by the Redevelopment Commission of the City of Franklin, Johnson County, Indiana.

Robert Heuchan, President

Richard Wertz, Vice President

Brian J. Deppe, Secretary

Drew Eggers, Member

Paul Buening, Member

Attest:

Jayne W. Rhoades,
Clerk-Treasurer of the City of Franklin, Indiana