

## RESOLUTION NO.   12   - 2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA DETERMINING AND APPROVING THE RESOLUTION AND WRITTEN ORDER OF THE VALPARAISO PLAN COMMISSION AS IT PERTAINS TO PLAN COMMISSION RESOLUTION RES11-001 APPROVING RESOLUTION NO. 02-09-2011-01 OF THE VALPARAISO REDEVELOPMENT COMMISSION AS THE DECLARATORY RESOLUTION DESIGNATING THE NORTH COAST (HAIN PARCEL) ECONOMIC DEVELOPMENT AREA AND APPROVING THE ECONOMIC DEVELOPMENT PLAN FOR THE NORTH COAST (HAIN PARCEL) ECONOMIC DEVELOPMENT AREA

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**WHEREAS,** The City of Valparaiso, Indiana (the "City") Redevelopment Commission (the "Redevelopment Commission"), the governing body of the City's Department of Redevelopment (the "Department") within the jurisdiction of the Redevelopment District of the City (the "District"), pursuant to IC 36-7-14 *et seq.* (the "Act"), at a regularly scheduled meeting held on February 9, 2011 approved and adopted Resolution No. 02-09-2011-01 (the "Declaratory Resolution") that designated the North Coast (Hain Parcel) Economic Development Area and approved an Economic Development Plan for the North Coast (Hain Parcel) Economic Development Area (the "Plan");

**WHEREAS,** The Declaratory Resolution also included an allocation provision designating the North Coast Allocation Area pursuant to Section 39 of the Act;

**WHEREAS,** The Declaratory Resolution, together with any supporting data were submitted to the Valparaiso Plan Commission (the "Plan Commission") in a timely manner in order for the Plan Commission to: (i) make a determination whether the Declaratory Resolution and the Plan conform to the plan of development for the City and (2) approve or disapprove the Declaratory Resolution and Plan proposed, all pursuant to Section 16(a) of the Act;

**WHEREAS,** The Plan Commission, as the duly designated and acting official planning body of the City, at a regular meeting held on March 8, 2011 adopted and approved Resolution No. RES11-001 which constituted its Written Order determining and approving that the Redevelopment Commission's Declaratory Resolution and the Plan conform to the Official Comprehensive Plan of the City as the plan of development for the City, without Plan Commission amendments or modifications, all pursuant to Section 16(a) of the Act;

**WHEREAS,** The Recording Secretary of the Plan Commission as authorized and directed by the Plan Commission and as directed by Resolution No. RES11-001 submitted one (1) original signed Resolution No. RES11-001 and ten (10) copies of the said resolution to the Common Council of the City;

**WHEREAS,** The Common Council of the City upon receipt of the Plan Commission's Resolution No. RES11-001 and upon review is now desirous to: (i) make a determination on the Plan Commission's Resolution No. RES11-001 and its Written Order; and (ii) approve said resolution and Written Order, pursuant to Section 16(b) of the Act; and

**WHEREAS,** The determination that a geographic area within the City and the District is an economic development area must be approved by the Common Council of the City pursuant to Section 41(c) of the Act.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Valparaiso, Indiana, pursuant to the Act as follows:

1. The Plan Commission's Resolution No. RES11-001 and its Written Order attached hereto and made a part hereof, as issued on March 8, 2011 are in all respects approved, ratified and confirmed pursuant to Section 16(b) of the Act.
2. The Redevelopment Commission's determination and designation of the North Coast (Hain Parcel) Economic Development Area and its geographical area as adopted and approved in the Declaratory Resolution is in all respects approved, ratified and confirmed pursuant to Section 41(c) of the Act.
3. The Clerk-Treasurer as the secretary to the Common Council is hereby authorized and directed to:
  - a. Submit one (1) original signed Resolution to the Redevelopment Commission for its permanent record files as it relates to the approval process for the designation of the North Coast (Hain Parcel) Economic Development Area and the Plan;
  - b. Submit one (1) original signed Resolution to the Plan Commission for its project file permanent record files as it relates to the approval process of the Plan Commission's Resolution No. RES11-001 and its Written Order for the designation of the North Coast (Hain Parcel) Economic Development Area and the Plan; and
  - c. Retain two (2) original signed Resolutions for the Common Council permanent record and document files.

**BE IT FURTHER RESOLVED** that this Resolution shall have full force and effect from and after its passage by the Common Council of the City and approval by the Mayor.

**SEE SIGNATURE PAGE**

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**PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA,**

by a vote of \_\_\_\_\_ “Ayes” and \_\_\_\_\_ “Nays” of those Council members present on this day, **March 28, 2011.**

**COMMON COUNCIL OF THE  
CITY OF VALPARAISO, INDIANA**

\_\_\_\_\_  
Presiding Officer

**ATTEST:**

\_\_\_\_\_  
Sharon Swihart, Clerk-Treasurer

**Presented by me to the Mayor of the City of Valparaiso, Indiana,  
this day March 28, 2011 at \_\_\_\_\_ p.m.**

\_\_\_\_\_  
Sharon Swihart, Clerk-Treasurer

**This Resolution approved and signed by me this day  
March 28, 2011 at \_\_\_\_\_ p.m.**

\_\_\_\_\_  
Jon Costas, Mayor