

Passed by a vote of 7-0 on 11-10-08

**RESOLUTION 21, 2008
ADOPTING A FISCAL PLAN FOR THE ANNEXATION OF
PROPERTY KNOWN AS THE KYRES ANNEXATION
TO THE CITY OF VALPARAISO, INDIANA**

WHEREAS, the City Council of Valparaiso is the governing body of the City of Valparaiso in Porter County, State of Indiana; and

WHEREAS, the City Council of the City of Valparaiso has determined the real estate (“**KYRES**”) requesting to be annexed statutorily qualifies for annexation under Indiana Code 36-4-3, with the following statutory requirements:

- 1) The petition submitted for voluntary annexation represents 100% of the owners of the land.
- 2) For purposes of determining “contiguity”, approximately **50%** of the KYRES Annexation’s aggregate external boundaries coincides with the boundaries of the City of Valparaiso.

WHEREAS, the KYRES Annexation is needed and will be used by the City of Valparaiso for its development in the reasonably near future; and

WHEREAS, the City Council of the City of Valparaiso is desirous to adopt the written detailed fiscal plan for the KYRES Annexation located in unincorporated Porter County; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Valparaiso, in Porter County, Indiana.

Section One: The City of Valparaiso elects to establish and adopt the written fiscal plan before adopting the annexation ordinance for the KYRES Annexation.

Section Two: The purpose of a written fiscal plan is ensure that the municipality is physically and financially able to provide municipal services to the real estate seeking annexation.

Section Three: After annexation takes effect basic services described in the fiscal plan become effective.

Section Five: The City of Valparaiso will provide a copy of the KYRES Fiscal Plan immediately after adoption to any landowner in the annexed territory who requests a copy from the City Planner.

Section Six: This Resolution shall be in full force and effect from date of passage, by the City Council and its publication, as provided by law. All provisions or parts thereof in conflict herewith are hereby repealed.

ADOPTED this ____ day of _____, 2008 by a ____ vote in favor and ____ vote opposed of allmembers present and voting.

Joey Larr

Al Eisenmenger

Robert Taylor

Kelly Ward

John Bowker

Jan Dick

Art Elwood

Jon Costas, Mayor

ATTEST:

Sharon Swihart, Clerk-Treasurer