

RESOLUTION NO. 12-21-2023-28

A RESOLUTION OF THE TOWN OF BRISTOL REDEVELOPMENT COMMISSION CONFIRMING THE DECLARATORY RESOLUTION AMENDING THE ECONOMIC DEVELOPMENT PLAN FOR THE CONSOLIDATED STATE ROAD 15 ECONOMIC DEVELOPMENT AREA

WHEREAS, the Redevelopment Commission ("Commission") of the Town of Bristol, Indiana ("Town") serves as the governing body of the Town's Redevelopment District ("District") under Indiana Code 36-7-14, as amended, (collectively, the "Act");

WHEREAS, the Commission previously adopted, confirmed and amended resolutions (collectively, the "Original Resolutions") establishing economic development areas, and subsequently consolidating such areas into the Consolidated State Road 15 Economic Development Area (the "Consolidated State Road 15 EDA"), and approving an economic development plan for the Consolidated State Road 15 EDA (the "Consolidated Plan") pursuant to the Act;

WHEREAS, on October 19, 2023, the Commission adopted Resolution No. 10-19-2023-22 (the "Declaratory Resolution"), attached hereto as Exhibit A, to amend the Consolidated Plan by adopting a supplemental to the Consolidated Plan as attached to the Declaratory Resolution (the "Plan Supplement");

WHEREAS, on November 9, 2023, the Elkhart County Plan Commission issued its order (the "Plan Commission Order") approving the Declaratory Resolution and determining that the Declaratory Resolution and Plan Supplement conforms to the plan of development for the Town;

WHEREAS, on November 16, 2023, the Town Council, pursuant to Sections 16 and 41 of the Act, adopted its Resolution No. 11-16-2023-26 approving the Plan Commission Order, the Declaratory Resolution, and the Plan Supplement;

WHEREAS, on November 22, 2023 and November 25, 2023, the Commission caused to be published in *The Elkhart Truth* and *The Goshen News*, respectively, notice (the "Notice") of the adoption and substance of the Declaratory Resolution in accordance with Sections 17 and 17.5 of the Act and Indiana Code 5-3-1, which Notice also gave notice of a public hearing (the "Public Hearing") on the proposed confirmation of the Declaratory Resolution to be considered by the Commission and the opportunity to have remonstrances and objections heard by the Commission;

WHEREAS, the Notice was also filed in the office of the Elkhart County Plan Commission, the office of the Elkhart Advisory Board of Zoning Appeals, the Elkhart Building Commissioner, the works board, and the Bristol Park Board, and any other departments, agencies or officers of the Town having to do with Town planning, variances from zoning ordinances, land use or the issuance of building permits;

WHEREAS, copies of the Notice were also filed with affected neighborhood associations and persons owning property that is proposed to be added to the Commission's acquisition list included in the Plan Supplement;

WHEREAS, on this date, the Commission conducted the Public Hearing at which the Commission heard all persons interested in the proceedings and considered all written remonstrances and objections that were filed, if any; and

WHEREAS, the Commission now desires to take final action determining the public utility and benefit of the proposed Amending Declaratory Resolution and confirming the Amending Declaratory Resolution, in accordance with the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE BRISTOL REDEVELOPMENT COMMISSION THAT:

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 Declaratory Resolution and Plan Supplement.

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 and will benefit the public health and welfare of the citizens of the Town to adopt the Declaratory Resolution and Plan Supplement.

3. The Declaratory Resolution adopted by the Commission on October 19, 2023 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 the proposed project or other actions to be taken and confirming the Declaratory Resolution and approving the amendments described therein, including the Plan Supplement.

5. The Declaratory Resolution shall be attached to and incorporated in this resolution as Exhibit A. The Secretary of the Commission is hereby directed to maintain a copy of this resolution with the Commission and to record this resolution in accordance with Section 17(d) of the Act.

6. In all other respects, the Original Resolutions shall remain in full force and effect.

7. This resolution shall be effective upon its adoption and passage.

* * * * *

Adopted this 21st day of December, 2023.

BRISTOL REDEVELOPMENT
COMMISSION

By: _____
President

ATTEST:

Secretary

I affirm under the penalties of perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. *Scott C. Frissell, Esq.*

This document prepared by:

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EXHIBIT A

RESOLUTION NO. 10-19-2023-22

A DECLARATORY RESOLUTION OF THE TOWN OF BRISTOL
REDEVELOPMENT COMMISSION AMENDING THE ECONOMIC
DEVELOPMENT PLAN FOR THE CONSOLIDATED STATE ROAD
15 ECONOMIC DEVELOPMENT AREA

(Attached)