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MAY 17 2007

RESOLUTION NO: 2945

MICHAEL A. BROWN
CLERK

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

**RESOLUTION OF THE CITY OF GARY, INDIANA,
REDEVELOPMENT COMMISSION APPROVING AN AMENDMENT
TO THE CITY OF GARY MIDTOWN URBAN RENEWAL AREA**

WHEREAS, the City of Gary, Indiana ("City") Redevelopment Commission (the "Commission"), the governing body of the Department of Redevelopment of the City and the Redevelopment District ("District") of the City, exists and operates under the provisions of the Redevelopment of Cities and Towns Act of 1953 which has been codified in Indiana Code ("I.C.") 36-7-14, as amended from time to time, (the "Act"); and

WHEREAS, the Commission did on June 12, 1967, adopt Resolution No. 290 (the "Declaratory Resolution No. 1") declaring the Midtown West No. 1 Urban Renewal Area ("Area No. 1") to be blighted within the meaning of the Act and approving an Urban Renewal Plan for the Area No. 1 (the "Plan No. 1") pursuant to the Act; and

WHEREAS, the Declaratory Resolution No. 1 was approved by a resolution of the City Plan Commission of the City (the "Plan Commission"); and

WHEREAS, the action of the Plan Commission with respect to Area No. 1 was approved by the Common Council of the City on August 28, 1967; and

WHEREAS, Resolution No. 290 was confirmed by the Commission; and

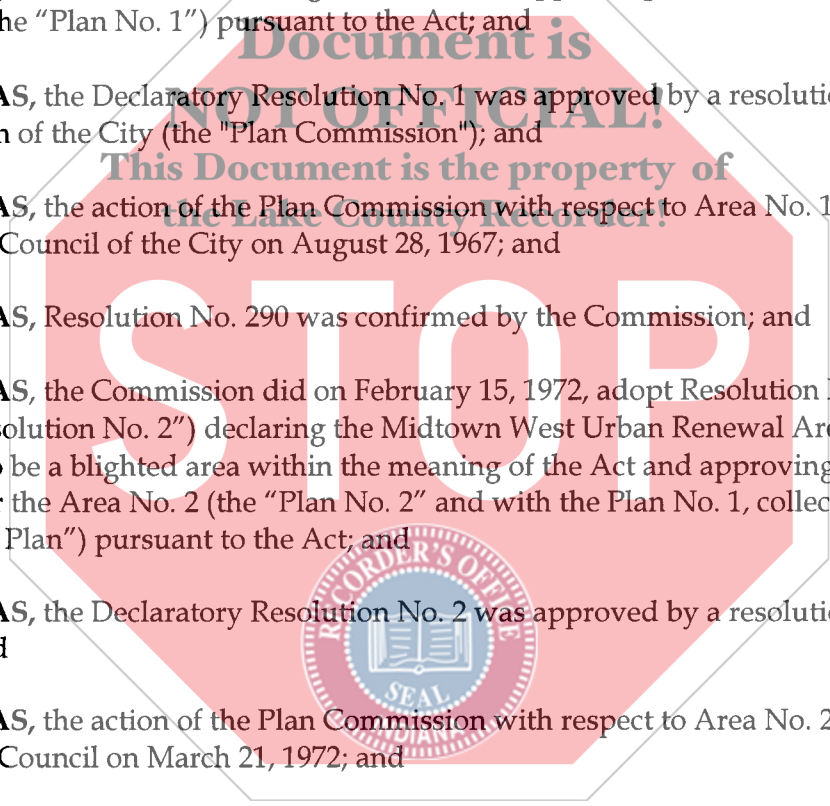
WHEREAS, the Commission did on February 15, 1972, adopt Resolution No. 473 (the "Declaratory Resolution No. 2") declaring the Midtown West Urban Renewal Area Project II ("Area No. 2") to be a blighted area within the meaning of the Act and approving an Urban Renewal Plan for the Area No. 2 (the "Plan No. 2" and with the Plan No. 1, collectively the "Urban Renewal Plan") pursuant to the Act; and

WHEREAS, the Declaratory Resolution No. 2 was approved by a resolution of the Commission; and

WHEREAS, the action of the Plan Commission with respect to Area No. 2 was approved by the Common Council on March 21, 1972; and

WHEREAS, Resolution No. 473 was confirmed by the Commission; and

WHEREAS, the Commission by Resolution No. 1836 (the "Consolidated Declaratory Resolution") amended the Urban Renewal Plan (collectively, the Urban Renewal Plan, as amended, is hereinafter referred to as the "Plan") on September 20, 1995 by consolidating Area No. 1 and Area No. 2 (collectively the "Consolidated Area") and enlarging the boundaries of the Consolidated Area; and



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WHEREAS, pursuant to the Consolidated Declaratory Resolution, the Commission designated two (2) allocation areas for purposes of I.C. 36-7-14-39 which allocation areas are known as Allocation Area #1¹ and Allocation Area #2² (each area hereinafter referred to as "Allocation Area No. 1" and "Allocation Area No. 2", respectively) and which are described as set forth in the Consolidated Declaratory Resolution; and

WHEREAS, the Consolidated Declaratory Resolution was approved by a resolution of the Plan Commission adopted on October 11, 1995; and

WHEREAS, the action of the Plan Commission with respect to the Consolidated Declaratory Resolution was approved by the Common Council with the adoption of Resolution No. 95-37 adopted October 17, 1995; and

WHEREAS, Resolution 1836 was confirmed by the Commission with the adoption of Resolution 1845, adopted on November 15, 1995; and

WHEREAS, the Commission adopted Resolution No. 2099 on October 27, 1999, which Resolution created Allocation Area No. 3³ and reduced the size of Allocation Area No. 2; and

WHEREAS, the Commission adopted Resolution No. 2151 on June 21, 2000, amending the Consolidated Area to include additional land (the "Expansion Area") (the Consolidated Area, together with the Expansion Area, hereinafter referred to as the "Area") and designated the Expansion Area as an allocation area for purposes of the Act and included such area in Allocation Area No. 2; and

WHEREAS, the Commission adopted Resolution No. 2453 on October 16, 2002, amending the Consolidated Declaratory Resolution in order to provide for the creation of Allocation Area No. 4⁴ and Allocation Area No. 5⁵ in the Area; and

WHEREAS, the Commission previously adopted a Resolution amending the Consolidated Declaratory Resolution in order to provide for the creation of Allocation Area No. 6 in the Area; and

WHEREAS, the Commission adopted Resolution No. 2797 on November 16, 2005, amending the Consolidated Declaratory Resolution by creating Allocation Area No. 7⁶ within the Area; and

WHEREAS, the Commission adopted Resolution No. 2814 on January 18, 2006, amending the Consolidated Declaratory Resolution by creating Allocation Area No. 8⁷ within the Area; and

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- ¹ Commonly known as the Madison Avenue Allocation Area.
 - ² Commonly known as the Consolidated Area Allocation Area.
 - ³ Commonly known as the Washington Manor Allocation Area.
 - ⁴ Commonly known as the 6th and Broadway Allocation Area.
 - ⁵ Commonly known as the Lancaster-DuSable Allocation Area.
 - ⁶ Commonly known as the Dalton Arms Allocation Area.
 - ⁷ Commonly known as the Kenny's Ribs Allocation Area.

WHEREAS, the Commission further amended the Consolidated Declaratory Resolution on May 2, 2007 upon adoption of Resolution No. 2940 taking action to: (i) remove certain properties from Allocation Area No. 2 that were producing a tax decrement (meaning the current assessed valuation of real property was less than the base assessment as of March 1, 1995) and that were anticipated to be converted to exempt status due to the Gary Manor Associates Project and (ii) correct technical errors identified in the boundary descriptions previously adopted and approved by the Commission for the Area; and

WHEREAS, there has been proposed to the Commission a project involving the development, redevelopment, rehabilitation and renovation of the Gary City Center (the "Project"); and

WHEREAS, Section 17.5 of the Act and Section 39.1 of the Act provide the means for approving amendments to the Plan and the Consolidated Declaratory Resolution; and

WHEREAS, the Commission has complied with the notice provisions of Section 17.5(a) of the Act; and

WHEREAS, Section 39 of the Act has been enacted to permit the creation of allocation areas within a redevelopment area to provide for the allocation and distribution, as provided in the Act, of the proceeds of taxes levied on property situated in an allocation area, and the Commission desires to further amend the Consolidated Declaratory Resolution (the "Amendment") in order to provide for the creation of a separate allocation area within the Area described at Exhibit A attached hereto and incorporated herein (the "Project Allocation Area") for the purpose of accounting for the tax increment financing ("TIF") revenues produced as a result of the Project in the Area separately (the "Project Tax Increment Revenues"); and

WHEREAS, at the hearing held by the Commission on the 16th day of May, 2007, at 4:00 p.m., at the office of the Commission located at 839 Broadway, 2nd Floor, Gary, Indiana, the Commission heard all persons interested in the proceedings relating to the Amendment of the Plan and received 0 written remonstrances and objections, if any, and such other evidence presented; and

NOW, THEREFORE, BE IT RESOLVED, by the City of Gary, Indiana, Redevelopment Commission, governing body of the City of Gary, Indiana, Department of Redevelopment as follows:

1. The Commission finds that the Amendment is reasonable and appropriate when considered in relation to the Plan and purposes of the Act.
2. The Commission finds that the Plan, when considered in relation to the proposed Project conforms to the Comprehensive Plan of the City.
3. The Commission hereby finds and determines that for purposes of the allocation provisions of Section 39 of the Act, the Project Allocation Area, as described at Exhibit A, shall constitute an allocation area for purposes of the Act and this Resolution to account for the Project Tax Increment Revenues that may be generated separately from other TIF Revenues in the Area. Said allocation area shall be

designated as "Allocation Area No. 9" and the previously established allocation areas in the Area shall hereafter be deemed to exclude the property described at Exhibit A which is now part of Allocation Area No. 9. The base assessed values of the Area, including Allocation Area No. 9, shall not change as a result of this Amendment.

4. A list of the individual real property key numbers within Allocation Area No. 9 is attached hereto as Exhibit B. The parcels listed on Exhibit B from Allocation Area No. 2 that will become part of Allocation Area No. 9 shall hereinafter be referred to as the "Allocation Area No. 2 Original Parcels." The parcels listed on Exhibit B from Allocation Area No. 2 that will become part of Allocation Area No. 9 shall hereinafter be referred to as the "Allocation Area No. 2 Expansion Parcels."
5. Any property taxes levied on real property in Allocation Area No. 9 in 2007 for collection in 2008, and thereafter, except as otherwise provided in Section 39 of the Act, by or for the benefit of any public body entitled to a distribution of property taxes on taxable property in Allocation Area No. 9 shall be allocated and distributed for the allocation area as follows:
 - a. The proceeds of the taxes attributable to the lesser of: (i) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or (ii) the net assessed value of all the property as of March 1, 1995 for the Allocation Area No. 2 Original Parcels and as of March 1, 2000 for the Allocation Area No. 2 Expansion Parcels (as adjusted under Section 39(h) of the Act); and, to the extent not included in the above, the proceeds of taxes attributable to property that is assessed as residential property under the rules of the Department of Local Government Finance regardless of the assessment date for such residential property shall be allocated to, and when collected, paid into the funds of the respective taxing units; and
 - b. Property tax proceeds in excess of those described in clause (a) shall be allocated to the Redevelopment District and, when collected, paid into the allocation fund for Allocation Area No. 9, such funds hereinafter created by this Resolution; and
 - c. The proceeds distributed to the Redevelopment District pursuant to Paragraph 5(b) hereof attributable to Allocation Area No. 9, shall be deposited shall be deposited in an allocation fund designated "City of Gary, Indiana, Department of Redevelopment, Midtown Urban Renewal Area, Allocation Area No. 9 Allocation Fund" (the "No. 9 Allocation Fund"), and may be used only as provided for in the Act, and more particularly to (i) pay the principal of and interest on any obligations payable solely from allocated tax proceeds which are incurred by the Redevelopment District for the purpose of financing or refinancing the redevelopment of Allocation Area No. 9; (ii) establish, augment, or restore the debt service reserve for bonds payable solely or in part from allocated tax proceeds in Allocation Area No. 9; (iii) pay the principal of and interest on bonds payable from allocated tax proceeds in Allocation Area No. 9 and from the special tax levied under Section 27 of the Act; (iv) pay the principal of and interest on bonds issued by the City to pay for local public improvements in or serving Allocation Area No. 9; (v) pay premiums on the redemption before maturity of bonds payable solely or in part from allocated tax proceeds in Allocation Area No. 9; (vi) make payments on leases payable from allocated tax proceeds in Allocation Area No. 9 under Section 25.2 of the Act; (vii) reimburse the City for

expenditures made by it for local public improvements (which include buildings, parking facilities, and other items described in Section 25.1(a) of the Act) in or serving Allocation Area No. 9; (viii) reimburse the City for rentals paid by it for a building or parking facility in or serving Allocation Area No. 9 under any lease entered into under I.C. 36-1-10; (ix) pay all or a portion of a property tax replacement credit to taxpayers in Allocation Area No. 9 as determined by the Commission in accord with the provisions of the Act; (x) pay expenses incurred by the Commission for local public improvements that are in or serving Allocation Area No. 9; and (xi) reimburse public and private entities for expenses incurred in training employees of industrial facilities that are located in Allocation Area No. 9 and on a parcel of real property that has been classified as industrial property under the rules of the department of local government finance in accord with the provisions of the Act;

provided however, that if future uses of property tax proceeds allocated to the No. 9 Allocation Fund are authorized or permitted by amendments to the Act, including Section 39 of the Act, after the effective date of this Resolution, those uses shall also be authorized or permitted for property tax proceeds allocated to the Allocation Fund.

6. Except as provided in Section 39(g) of the Act, before July 15 of each year, the Commission shall do the following:
 - a. Determine the amount, if any, by which property taxes payable to the No. 9 Allocation Fund in the following year will exceed the amount of property taxes necessary to make, when due, principal and interest payments on bonds described in Paragraph 5(c), plus the amount necessary for the other purposes described in Paragraph 5(c).
 - b. Notify the County Auditor of the amount, if any, of the amount of excess property taxes that the Commission has determined may be paid to the respective taxing units in the manner prescribed in Paragraph 5(a). The Commission may not authorize the payment to the respective taxing units if to do so would endanger the interests of the holders of bonds described in Paragraph 5(c) or lessors under Section 25.3 of the Act.
7. "Property Taxes" referred to herein shall mean taxes imposed under I.C. 6-1-1 on real property only
8. The allocation provisions of Paragraph 5 hereof shall expire no later than September 20, 2025 with respect to the Allocation Area No. 2 Original Parcels and shall expire no later than June 21, 2030 with respect to the Allocation Area No. 2 Expansion Parcels.
9. The Secretary is directed to record this resolution pursuant to the requirements of I.C. 36-7-14-17.5(g).
10. All other findings, determinations, and conclusions in Resolution No. 290 and 473, as amended, shall remain as stated therein.
11. All orders or resolutions in conflict herewith are hereby rescinded, revoked and repealed in so far as they exist.

12. This Resolution does not affect any rights or liabilities accrued, penalties incurred, offenses committed, or (except as otherwise provided herein) proceedings begun before the effective date of this Resolution.
13. This Resolution shall be in full force and effect after its approval and adoption by the Commission.

HEREBY ADOPTED AND APPROVED at a meeting of the City of Gary, Indiana, Redevelopment Commission held on May 16, 2007, at the Offices of the Department of Redevelopment located at 839 Broadway, Second Floor, Gary, Indiana 46402.

CITY OF GARY, INDIANA,
REDEVELOPMENT COMMISSION

By: *Geraldine B. Tousant*
Geraldine B. Tousant, Deputy Mayor
President of the Commission

ATTEST:

Ruby L. Johnson
Ruby L. Johnson
Secretary

DATE: MAY 16, 2007



Exhibit A

Description of Allocation Area No. 9, the "Gary City Center Allocation Area"⁸

The Allocation Area No. 9 is described as follows:

Allocation Area No. 9 (Gary City Center Allocation Area)

Parts of Sections 3 and 4 of Township 36 North, Range 8 West, Lake County, Indiana, being more particularly described as follows:

Beginning at the intersection of east right-of-way line of Washington Street and the north right-of-way line of 5th Avenue, being the Point of Origin; thence easterly along the north right-of-way line of 5th Avenue its intersection with the west right-of-way line of Broadway (State Route 53); thence northerly along the west right-of-way line of Broadway (State Route 53) to its intersection with the south right-of-way line of 4th Avenue; thence east along the south right-of-way line of 4th Avenue to its intersection with the west right-of-way line of Massachusetts Street; thence south along the west right-of-way line of Massachusetts Street approximately 820 feet to its intersection with the north right-of-way line of a public alley approximately 125 feet south of and parallel to the south right-of-way line of 5th Avenue; thence east approximately 201 feet along the north right-of-way line of a public alley approximately 125 feet south of and parallel to the south right-of-way line of 5th Avenue to its intersection with the east right-of-way line of a public alley approximately 141 feet east of and parallel to the east right-of-way line of Massachusetts Street; thence south along the east right-of-way line of a public alley approximately 141 feet east of and parallel to the east right-of-way line of Massachusetts Street to its intersection with the northern right-of-way line of the Indiana Harbor Belt Railroad (formerly known as the Wabash Railroad) rail corridor; thence westerly along the northern right-of-way line of the Indiana Harbor Belt Railroad (formerly known as the Wabash Railroad) rail corridor to its intersection with the east right-of-way line of Washington Street; thence north along the east right-of-way line of Washington Street to its intersection with the north right-of-way line of 5th Avenue, also being the Point of Origin.

Allocation Area No. 9 (Gary City Center Allocation Area) excludes Allocation Area No. 4 commonly known as 6th and Broadway Allocation Area as described as follows:

Beginning at the intersection of east right-of-way line of Broadway (State Route 53) and the south right-of-way line of 6th Avenue, being the Point of Origin; thence easterly along the south right-of-way line of 6th Avenue to its intersection with the west right-of-way line of Massachusetts Street; thence south along the west right-of-way line of Massachusetts Street to its intersection with the north right-of-way line of 7th Avenue; thence west along the north right-of-way line of 7th Avenue to its intersection with the east right-of-way line of Broadway (State Route 53); thence north to the Point of Origin.

⁸ Allocation Area No. 9, the "Gary City Center Allocation Area" is established as a new allocation area consisting of individual real property components from: (a) Allocation Area #2, the Allocation Area No. 2 Original Parcels of the Consolidated Area Allocation Area, for which the base assessment date shall remain as March 1, 1995 and (b) from Allocation Area #2, the Allocation Area No. 2 Expansion Parcels (also commonly referred to as the "Consolidated Area Expansion E/W") as established by Resolution No. 2151 for the Expansion Area for which the base assessment date shall remain as March 1, 2000.



Legend

- ALLEY
- ALLOCATION AREA, PARCELS
- BROADWAY, 3RD AND, ALLOCATION AREA
- MEDIAN LINE
- NEW GARY, ALLOCATION AREA
- 200' CENTERLINE, 200'

The City of Gary, Gary Sanitary District, Gary Storm Water Management District or other entities do not warrant the accuracy, completeness, or timeliness of the information shown on this map. Use at your own risk. No liability is assumed for any reliance upon the information shown.

Exhibit A (Map of Allocation Area No. 9)

ON THE NORTH 4TH AVENUE
 ON THE WEST WASHINGTON STREET
 ON THE BROADWAY OR BELT RR.
 ON THE ALLEY



CITY OF GARY
 NEW GARY ALLOCATION AREA
 PREPARED BY: MARTIN J. BROWN
 DATE: 11/12/2017
 SCALE: 1" = 200'
 SHEET 1 OF 3
 REV: 1

Resolution No. 2845
 A-2

Exhibit B

List of Individual Component Real Property Key Numbers of Allocation Area No. 9, the "Gary City Center Allocation Area"¹⁰

From the "Allocation Area No. 2 Original Parcels" (of the "Consolidated Area Allocation Area")

Line	Real Property Key Number	Base Assessment Date	Line	Real Property Key Number	Base Assessment Date	Line	Real Property Key Number	Base Assessment Date
1	25-44-0011-0001	3/1/1995	36	25-44-0035-0014	3/1/1995	71	25-44-0059-0023	3/1/1995
2	25-44-0011-0004	3/1/1995	37	25-44-0035-0015	3/1/1995	72	25-44-0059-0024	3/1/1995
3	25-44-0011-0006	3/1/1995	38	25-44-0035-0016	3/1/1995	73	25-44-0059-0025	3/1/1995
4	25-44-0011-0011	3/1/1995	39	25-44-0035-0017	3/1/1995	74	25-44-0059-0026	3/1/1995
5	25-44-0011-0012	3/1/1995	40	25-44-0035-0019	3/1/1995	75	25-44-0059-0027	3/1/1995
6	25-44-0011-0013	3/1/1995	41	25-44-0035-0020	3/1/1995	76	25-44-0059-0028	3/1/1995
7	25-44-0011-0015	3/1/1995	42	25-44-0035-0021	3/1/1995	77	25-44-0083-0001	3/1/1995
8	25-44-0011-0016	3/1/1995	43	25-44-0035-0022	3/1/1995	78	25-44-0083-0004	3/1/1995
9	25-44-0011-0017	3/1/1995	44	25-44-0035-0023	3/1/1995	79	25-44-0083-0005	3/1/1995
10	25-44-0011-0019	3/1/1995	45	25-44-0035-0024	3/1/1995	80	25-44-0083-0006	3/1/1995
11	25-44-0011-0020	3/1/1995	46	25-44-0035-0025	3/1/1995	81	25-44-0083-0007	3/1/1995
12	25-44-0011-0021	3/1/1995	47	25-44-0035-0026	3/1/1995	82	25-44-0083-0009	3/1/1995
13	25-44-0011-0022	3/1/1995	48	25-44-0035-0027	3/1/1995	83	25-44-0083-0010	3/1/1995
14	25-44-0011-0023	3/1/1995	49	25-44-0035-0028	3/1/1995	84	25-44-0083-0011	3/1/1995
15	25-44-0011-0024	3/1/1995	50	25-44-0036-0001	3/1/1995	85	25-44-0083-0012	3/1/1995
16	25-44-0011-0026	3/1/1995	51	25-44-0036-0002	3/1/1995	86	25-44-0083-0013	3/1/1995
17	25-44-0012-0001	3/1/1995	52	25-44-0036-0003	3/1/1995	87	25-44-0083-0014	3/1/1995
18	25-44-0012-0002	3/1/1995	53	25-44-0036-0004	3/1/1995	88	25-44-0084-0001	3/1/1995
19	25-44-0012-0011	3/1/1995	54	25-44-0036-0005	3/1/1995	89	25-44-0084-0002	3/1/1995
20	25-44-0012-0012	3/1/1995	55	25-44-0036-0006	3/1/1995	90	25-44-0084-0003	3/1/1995
21	25-44-0012-0013	3/1/1995	56	25-44-0036-0007	3/1/1995	91	25-44-0084-0004	3/1/1995
22	25-44-0012-0025	3/1/1995	57	25-44-0036-0008	3/1/1995	92	25-44-0084-0005	3/1/1995
23	25-44-0012-0026	3/1/1995	58	25-44-0036-0011	3/1/1995	93	25-44-0084-0006	3/1/1995
24	25-44-0012-0027	3/1/1995	59	25-44-0036-0019	3/1/1995	94	25-44-0084-0007	3/1/1995
25	25-44-0035-0001	3/1/1995	60	25-44-0059-0012	3/1/1995	95	25-44-0084-0008	3/1/1995
26	25-44-0035-0003	3/1/1995	61	25-44-0059-0013	3/1/1995	96	25-44-0084-0009	3/1/1995
27	25-44-0035-0004	3/1/1995	62	25-44-0059-0014	3/1/1995	97	25-44-0084-0010	3/1/1995
28	25-44-0035-0005	3/1/1995	63	25-44-0059-0015	3/1/1995	98	25-44-0084-0011	3/1/1995
29	25-44-0035-0006	3/1/1995	64	25-44-0059-0016	3/1/1995	99	25-44-0084-0012	3/1/1995
30	25-44-0035-0007	3/1/1995	65	25-44-0059-0017	3/1/1995	100	25-44-0084-0017	3/1/1995
31	25-44-0035-0009	3/1/1995	66	25-44-0059-0018	3/1/1995	101	25-44-0106-0001	3/1/1995
32	25-44-0035-0010	3/1/1995	67	25-44-0059-0019	3/1/1995	102	25-44-0106-0004	3/1/1995
33	25-44-0035-0011	3/1/1995	68	25-44-0059-0020	3/1/1995	103	25-44-0106-0005	3/1/1995
34	25-44-0035-0012	3/1/1995	69	25-44-0059-0021	3/1/1995	104	25-44-0106-0006	3/1/1995
35	25-44-0035-0013	3/1/1995	70	25-44-0059-0022	3/1/1995	105	25-44-0106-0008	3/1/1995
						106	25-45-0463-0004	3/1/1995

Exhibit B continued

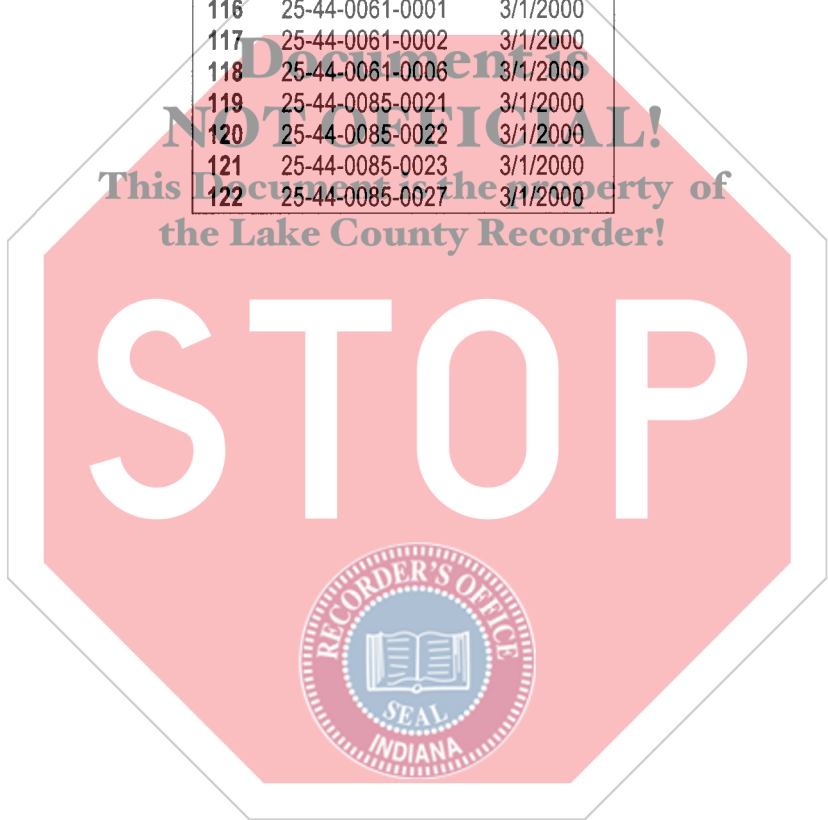
¹⁰ Allocation Area No. 9, the "Gary City Center Allocation Area" is established as a new allocation area consisting of individual real property components from: (a) Allocation Area #2, the Allocation Area No. 2 Original Parcels of the Consolidated Area Allocation Area, for which the base assessment date shall remain as March 1, 1995 and (b) from Allocation Area #2, the Allocation Area No. 2 Expansion Parcels (also commonly referred to as the "Consolidated Area Expansion E/W") as established by Resolution No. 2151 for the Expansion Area for which the base assessment date shall remain as March 1, 2000.

Exhibit B
(Continued)

List of Individual Component Real Property Key Numbers of Allocation Area No. 9, the "Gary City Center Allocation Area"¹¹

From the "Allocation Area No. 2 Expansion Parcels" (of the "Consolidated Area Allocation Area")

<u>Line</u>	<u>Real Property Key Number</u>	<u>Base Assessment Date</u>
107	25-44-0013-0001	3/1/2000
108	25-44-0013-0002	3/1/2000
109	25-44-0013-0005	3/1/2000
110	25-44-0037-0001	3/1/2000
111	25-44-0037-0010	3/1/2000
112	25-44-0037-0016	3/1/2000
113	25-44-0037-0037	3/1/2000
114	25-44-0037-0038	3/1/2000
115	25-44-0037-0039	3/1/2000
116	25-44-0061-0001	3/1/2000
117	25-44-0061-0002	3/1/2000
118	25-44-0061-0006	3/1/2000
119	25-44-0085-0021	3/1/2000
120	25-44-0085-0022	3/1/2000
121	25-44-0085-0023	3/1/2000
122	25-44-0085-0027	3/1/2000



¹¹ Allocation Area No. 9, the "Gary City Center Allocation Area" is established as a new allocation area consisting of individual real property components from: (a) Allocation Area #2, the Allocation Area No. 2 Original Parcels of the Consolidated Area Allocation Area, for which the base assessment date shall remain as March 1, 1995 and (b) from Allocation Area #2, the Allocation Area No. 2 Expansion Parcels (also commonly referred to as the "Consolidated Area Expansion E/W") as established by Resolution No. 2151 for the Expansion Area for which the base assessment date shall remain as March 1, 2000.

PREPARER'S AFFIRMATION STATEMENT

This form has been signed by the preparer of a document and recorded with each document in accordance with House Enrollment Act (HEA) 1114 - Redact Legislation.

A Declaration, County Form 170, was designed for the purpose of making the affirmation and was no longer required to be filed as of March 24, 2006. However, HEA 1114 requires an affirmation statement be included on the instrument. Whether or not the affirmation statement is required, it is unlawful for anyone under Indiana Code 36-2-7.5-2 to submit to the county recorder for recording or filing a document that contains the social security number of an individual, unless that social security number is required by law.

The law does not provide where the affirmation statement is to be located, however, the State Board of Accounts recommends¹ that the affirmation statement be located near (either before or after) the Preparer's statement and that maps, plats and surveys typically would be required to contain the affirmation statement.

Now therefore, **This Document is the property of the Lake County Recorder!**

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law."


Signature of the Declarant

Daniel A. Botich
Printed Name of the Declarant

Associate
Cender & Company L.L.C.
8585 Broadway, Suite 777
Merrillville, IN 46410

May 17, 2007
Date

¹ State Board of Accounts (State of Indiana) Memorandum dated June 22, 2006 by Bruce A. Hartman, C.P.A. and State Examiner.