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RESOLUTION NO. 2008- 9

2008 061460

RESOLUTION OF THE TOWN OF SCHERERVILLE, LAKE COUNTY, INDIANA, REDEVELOPMENT COMMISSION CONFIRMING A RESOLUTION OF THE COMMISSION DESIGNATING AND DECLARING THE PLUM CREEK/PRECISION ECONOMIC DEVELOPMENT AREA TO BE AN ECONOMIC DEVELOPMENT AREA, APPROVING THE ECONOMIC DEVELOPMENT PLAN FOR SAID AREA, ESTABLISHING AN ALLOCATION AREA FOR PURPOSES OF TAX INCREMENT FINANCING, AND ALL MATTERS RELATED THERETO

WHEREAS, on June 3, 2008, the Town of Schererville, Lake County, Indiana, Redevelopment Commission (the "Commission") approved and adopted a resolution (the "Declaratory Resolution") in which it (a) found and determined that a certain area in the Town of Schererville, Lake County, Indiana (the "Town"), designated as the Plum Creek/Precision Economic Development Area, is an economic development area (the "Area") within the meaning of Indiana Code 36-7-14, as amended (the "Act"), (b) designated the entire Area as an "allocation area" under Section 39 of the Act (the "Allocation Area"), and (c) approved an Economic Development Plan for the Area (the "Plan"); and

WHEREAS, on June 3, 2008, and June 11th, 2008, respectively, the Town of Schererville Plan Commission and the Town Council each approved the creation of the Area and the Allocation Area; and

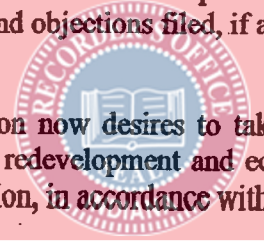
WHEREAS, pursuant to Section 17 of the Act, the Commission (i) caused to be published a notice of public hearing concerning the Declaratory Resolution and the Area on the 13th day of June, 2008, (ii) filed a copy of said notice with departments, bodies or officers of the Town having to do with Town planning, variances from zoning ordinances, land use or the issuance of building permits, and (iii) filed a copy of said notice and a statement disclosing the impact of the Allocation Area with each taxing unit that is wholly or partly located within the Allocation Area; and

WHEREAS, at the hearing held by the Commission on the 25th day of June, 2008, at 7:00 p.m. (local time), in the Schererville Town Hall Meeting Room, 10 E. Joliet Street, Schererville, Indiana, the Commission heard all persons interested in the proceedings and considered written remonstrances and objections filed, if any, and such other evidence presented; and

WHEREAS, the Commission now desires to take final action determining the public utility and benefit of the proposed redevelopment and economic development of the Area and confirming the Declaratory Resolution, in accordance with Section 17(d) of the Act;

NOW, THEREFORE, BE IT RESOLVED by the Town of Schererville, Lake County, Indiana, Redevelopment Commission as follows:

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1. After considering the evidence presented at the hearing on the 25th day of June, 2008, the Commission hereby confirms the findings and determinations of the designation of the Area and all other findings and determinations, designations and approving and adopting actions contained in the Declaratory Resolution.

2. The Commission hereby finds and determines that it will be of public utility and benefit to proceed with the Plan in the form approved by the Commission in the Declaratory Resolution.

3. The Declaratory Resolution is hereby confirmed.

4. This Resolution constitutes final action, pursuant to Indiana Code 36-7-14-17(d), by the Commission determining the public utility and benefit of the proposed project and confirming the Declaratory Resolution pertaining to the Area.

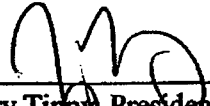
5. The Secretary of the Commission is directed to record the final action taken by the Commission pursuant to the requirements of Indiana Code 36-7-14-17(d).

* * * * *

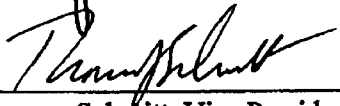


ADOPTED AND APPROVED at a meeting of the Town of Schererville Redevelopment Commission held on the 25 day of JUNE, 2008.


TOWN OF SCHERERVILLE, LAKE COUNTY,
INDIANA, REDEVELOPMENT COMMISSION




Jerry Tippy, President




Thomas Schmitt, Vice President



Harold Slager, Member



Rob Guetzloff, Member



Perry Ferrini, Member

ATTEST:


Janide M. Malinowski, CMC, IMC
Clerk-Treasurer

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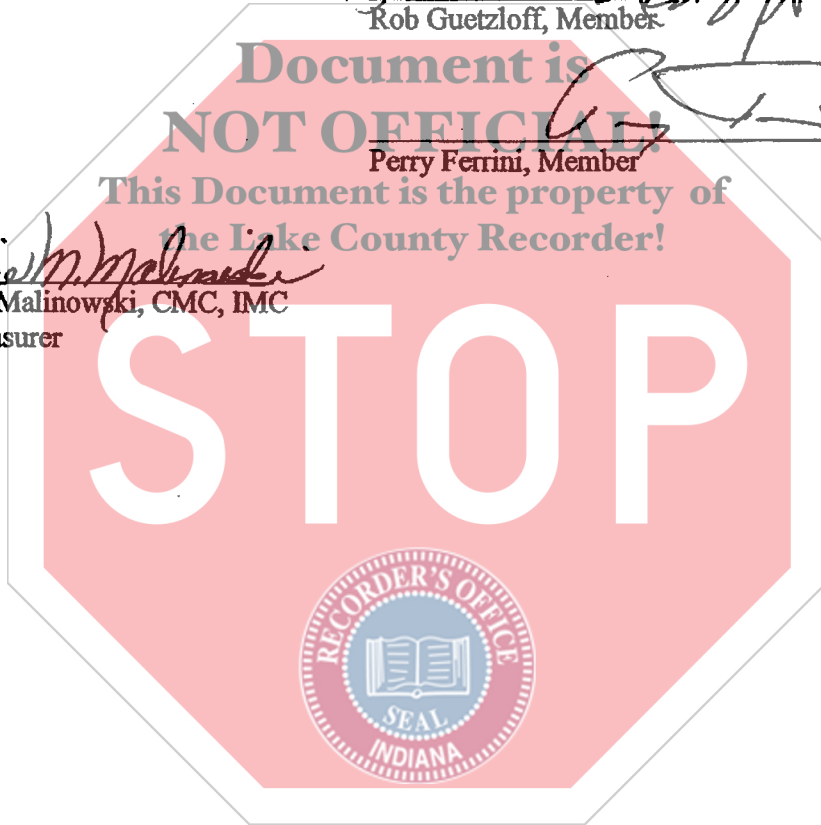


EXHIBIT A

**LEGAL DESCRIPTION OF PROPOSED PLUM CREEK/PRECISION ECONOMIC
DEVELOPMENT AREA**

Part of the North Half of the Southwest Quarter of the Northwest Quarter of Section 4, Township 35 North, Range West 9 of the Second Principal Meridian, more particularly described as follows: Commencing at the Northwest corner of said Section 4; thence S 00°00'00" E (assumed bearing from which all further bearing calls are relative) along the West line of said Section 4, a distance of 1570.05 feet to the North line of the Southwest Quarter of the Northwest Quarter of said Section 4; thence S 89°01'40" E, a distance of 48.73 feet to the point of beginning; thence continuing S 89°01'40" E along the last described line, said line also being the North line of Lot 1, Omni 41, First Addition to the Town of Schererville as recorded in Plat Book 77, page 76, in the Office of the Recorder of Lake County, Indiana, a distance of 1185.96 feet, to a point on the West right-of-way line of the New York Central Railroad (or their successors and assigns), said point being the Northeast corner of said Lot 1 and lying 85.39 feet Westerly of the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 4; thence S 00°28'10" W along said West right-of-way line (East line of said Lot 1), a distance of 658.66 feet to the Southeast corner of said Lot 1; thence S 89°00'50" E, a distance of 4.36 feet; thence S 00°21'58" W, along the Westerly right-of-way line of the Chicago, Indiana and Southern Railroad (or their successors and assigns), a distance of 658.43 feet to the South line of the Northwest Quarter of said Section 4, said point lying 91.27 feet Westerly of the Southeast corner of the Northwest Quarter of said Section 4; thence N 88°59'57" W, along said South line, a distance of 1147.84 feet to the East right-of-way line of U.S. Highway No. 41 (Indianapolis Boulevard), said point lying 81.61 feet Easterly of the Southwest corner of the Northwest Quarter of said Section 4; thence N 03°01'39" W, along said right-of-way line, a distance of 425.50 feet; thence N 00°00'19" E, along said right-of-way line, a distance of 111.55 feet; thence N 06°39'35" E along said right-of-way line, a distance of 99.09 feet; thence N 00°00'19" E, along said right-of-way line, a distance of 23.51 feet; thence N 89°00'50" W, along said right-of-way line, a distance of 22.72 feet; thence N 00°04'13" E, along said right-of-way line, a distance of 658.43 feet to the point of beginning, containing 35.481 acres, more or less, all in Schererville, Lake County, Indiana.

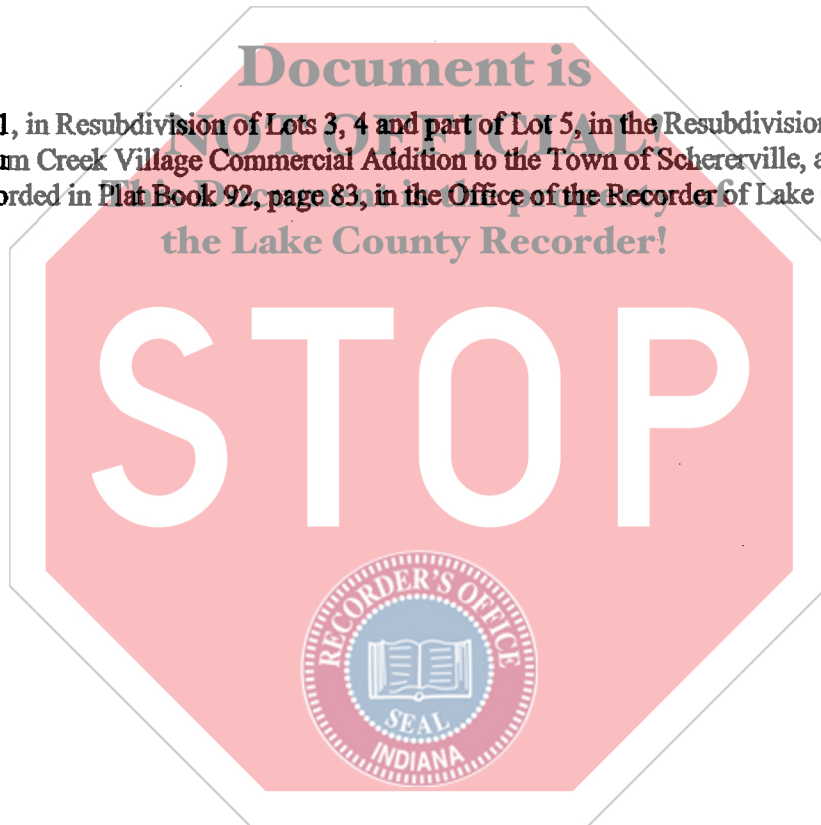
PARCEL 1

**BEING PART OF LOT 5 IN THE RESUBDIVISION OF LOT 3, BLOCK 3
PLUM CREEK VILLAGE COMMERCIAL ADDITION**

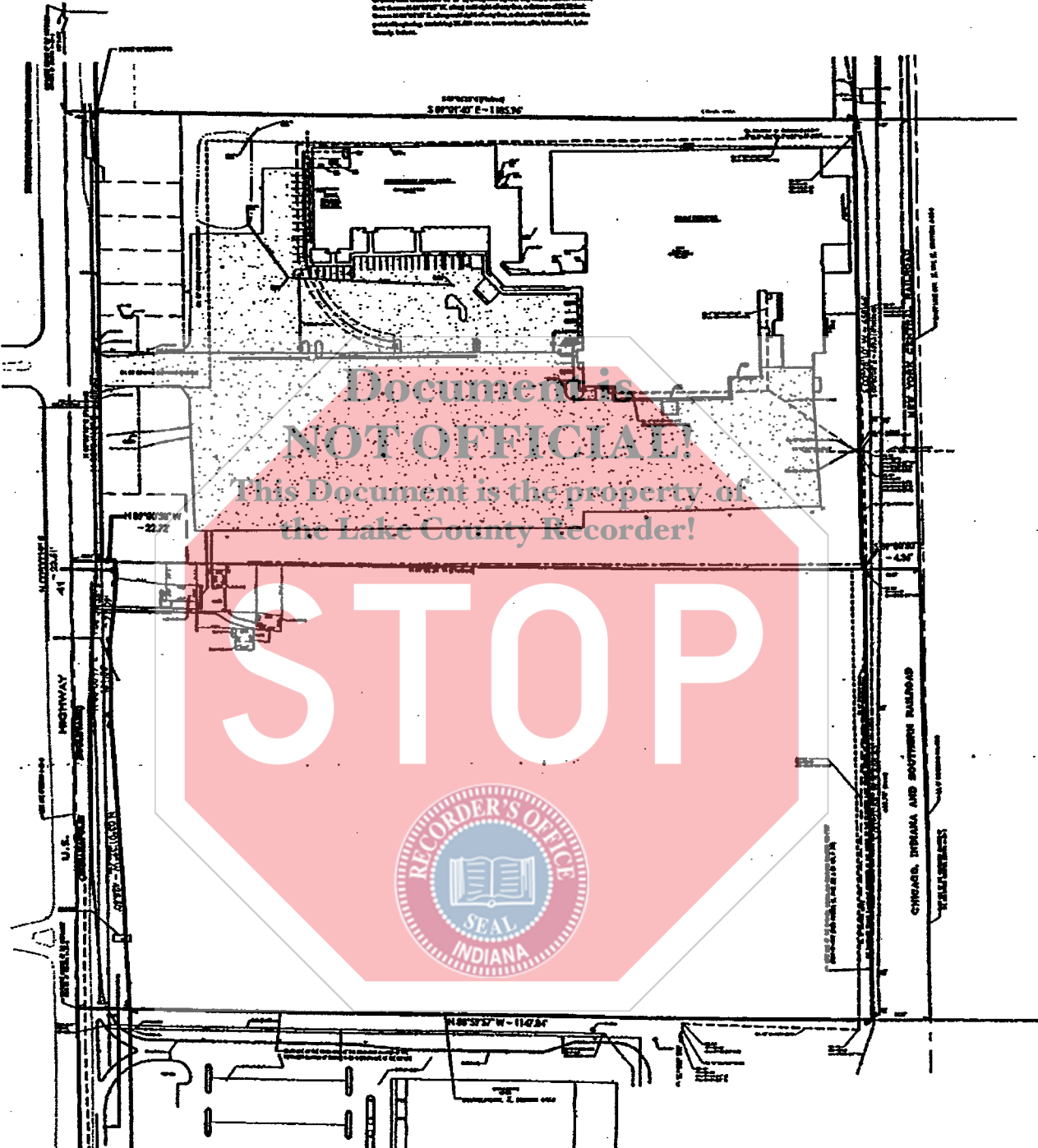
Part of Lot 5 in the Resubdivision of Lot 3, Block 3, Plum Creek Village Commercial Addition to the Town of Schererville as shown in Plat Book 81, page 45 in the Office of the Recorder of Lake County, Indiana, more particularly described as follows: Beginning at the Southwest corner of Lot 1, Resubdivision of Lots 3, 4 and Part of Lot 5 in the Resubdivision of Lot 3, Block 3 Plum Creek Commercial Addition to the Town of Schererville as recorded in Plat Book 92, page 83 in the Office of the Recorder of Lake County, Indiana; thence N 89°55'32" E, along the South line of said Lot 1, a distance of 244.31 feet to the West right-of-way line of U.S. 41, thence S 00°04'06" E along said West right of way line, a distance of 85.19 feet; thence S 89°55'32" W, a distance of 244.30 feet; thence N 00°04'18" W, a distance of 85.19 feet to the point of beginning, containing 0.478 acres, more or less, all in Schererville, Lake County, Indiana.

PARCEL 2

Lot 1, in Resubdivision of Lots 3, 4 and part of Lot 5, in the Resubdivision of Lot 3, Block 3, Plum Creek Village Commercial Addition to the Town of Schererville, as per plat thereof, recorded in Plat Book 92, page 83, in the Office of the Recorder of Lake County, Indiana.



RECORDING NOTICE: This is a copy of the original recording of the instrument... (The text is extremely small and difficult to read, but it appears to be a recording notice or a disclaimer.)



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INDIANA

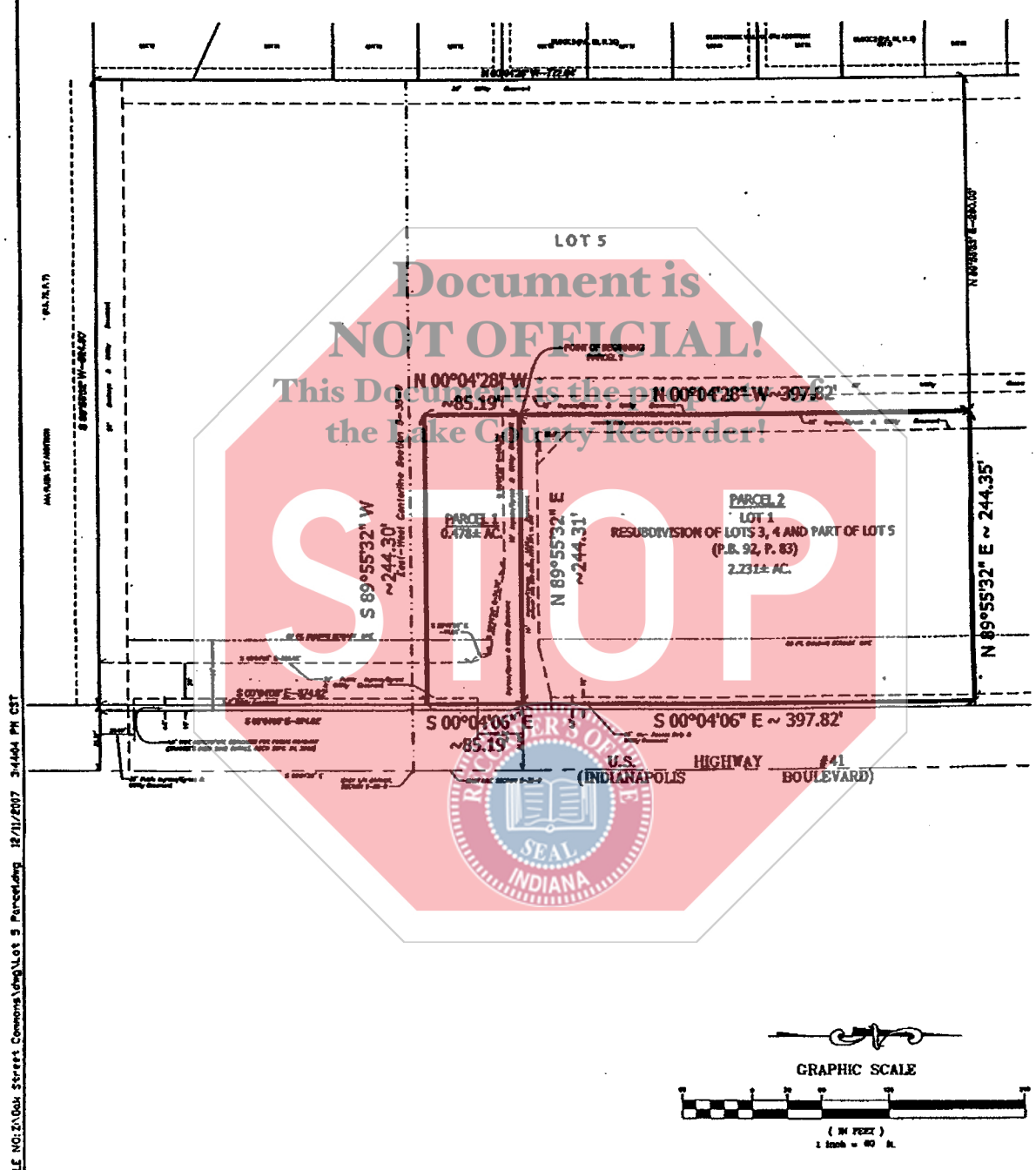
PARCEL 1


BEING BMT OF LOT 5 IN THE RESUBDIVISION OF LOT 3, BLOCK 3
PLUM CREEK VILLAGE COMMERCIAL ADDITION

DESCRIPTION: Part of Lot 3 in the Resubdivision of Lot 3, Block 3, Plum Creek Village Commercial Addition to the Town of Schererville as shown in Plat Book 81, page 45 in the Office of the Recorder of Lake County, Indiana, more particularly described as follows: Beginning at the Southeast corner of Lot 1, Resubdivision of Lots 3, 4, and Part of Lot 5 in the Resubdivision of Lot 3, Block 3, Plum Creek Commercial Addition to the Town of Schererville as recorded in Plat Book 80, page 60 in the Office of the Recorder of Lake County, Indiana; thence N 89°04'28" E, along the South line of said Lot 1, a distance of 244.31 feet to the West right-of-way line of US Highway No. 41; thence S 89°04'06" E along said West right-of-way line, a distance of 85.19 feet; thence S 89°55'32" W, a distance of 244.30 feet; thence N 89°04'28" W, a distance of 85.19 feet to the point of beginning, containing 0.478± acres, more or less, all in Schererville, Lake County, Indiana.

PARCEL 2

DESCRIPTION: Lot 1, in Resubdivision of Lots 3, 4, and part of Lot 5, in the Resubdivision of Lot 3, Block 3, Plum Creek Village Commercial Addition to the Town of Schererville, as per plat thereof, recorded in Plat Book 92, page 83, in the Office of the Recorder of Lake County, Indiana.





TORRENGA ENGINEERING, INC.
CONSULTING ENGINEERS & LAND SURVEYORS
907 RIDGE ROAD, MUNSTER, INDIANA 46321
Tel. No.: (219) 898-8918
website: www.torrenga.com

PARCEL 1
BEING PART OF LOT 5 IN THE
RESUBDIVISION OF LOT 3, BLOCK 3
PLUM CREEK VILLAGE COMMERCIAL ADDITION

12-11-2007
REVISIONS:
DATE: 12-07-2007

CLIENT:
Precision Construction
5616 Indianapolis Blvd
Highland, Indiana 46322

JOB NO: 5125-2007
SCALE: 1" = 60'

SHEET
1 OF 1

FILE NO: 2\007_Street_Corrections\Lot 3 Parcel.dwg 12/11/2007 3:44:04 PM CST

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

I hereby certify that I am an attorney admitted to practice in the State of Indiana and that the foregoing is a true and correct copy of the Resolution adopted by the Town of Schererville, Indiana, Redevelopment Commission on June 25, 2008.

Thomas A. Pitman

Thomas A. Pitman, Esq.

Subscribed and sworn to before me, a Notary Public in and for the State of Indiana, this 26th day of August, 2008.



Kimberly D. Henry
Kimberly D. Henry, Notary Public

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the Lake County Recorder!

My commission expires: January 25, 2015

I am a resident of Marion County, Indiana.

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. [Thomas A. Pitman, Esq.]

Document prepared by and please return the original to:

Thomas A. Pitman
Baker & Daniels LLP
300 N. Meridian Street, Suite 2700
Indianapolis, IN 46204



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