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RESOLUTION MODIFYING AND CONFIRMING THE RESOLUTION OF THE MUNSTER REDEVELOPMENT COMMISSION ADOPTED ON APRIL 18, 2011, ENTITLED "RESOLUTION AMENDING DECLARATORY RESOLUTION OF THE MUNSTER REDEVELOPMENT COMMISSION CREATING THE RIDGE ROAD/CALUMET AVENUE ECONOMIC DEVELOPMENT AREA"

RESOLUTION NO. 016

WHEREAS, the Town of Munster ("Town") Redevelopment Commission ("Commission") adopted Declaratory Resolution No. 002 on February 20, 2006; as amended on February 26, 2007 by Resolution No. 003 (collectively, "Original Declaratory Resolution") establishing the Ridge Road/Calumet Avenue Economic Development Area ("Area"), and the Original Declaratory Resolution was modified and confirmed by Confirmatory Resolution No. 004 adopted on March 19, 2007 ("Confirmatory Resolution"); and

WHEREAS, the Original Declaratory Resolution approved the Economic Development Plan ("Plan"), which contained specific recommendations for economic development in the Area; and

WHEREAS, on April 18, 2011, the Commission adopted its Amending Declaratory Resolution ("Amending Declaratory Resolution"), for the purpose of amending the plan to include the construction of a hotel, retail stores and restaurants, together with all necessary appurtenances and related improvements and equipment in, serving or benefiting the Area ("2011 Projects") in the list of projects in the Plan; and

WHEREAS, the Commission submitted the Amending Declaratory Resolution and supporting data to the Munster Plan Commission ("Plan Commission") and the Plan Commission has issued its written order approving the Amending Declaratory Resolution and the Plan; and

WHEREAS, the Town Council of the Town, by resolution adopted on April 25, 2011, approved the order of the Plan Commission; and

WHEREAS, the Commission has found that there will be no residents of the Original Area who will be displaced by the 2011 Projects; and

WHEREAS, the Commission published notice in *The Times* of the adoption and substance of the Amending Declaratory Resolution in accordance with IC 36-7-14-17 and IC 5-3-1 on April 26, 2011, which notice also gave notice of a hearing on the proposed 2011 Projects to be held by the Commission; and

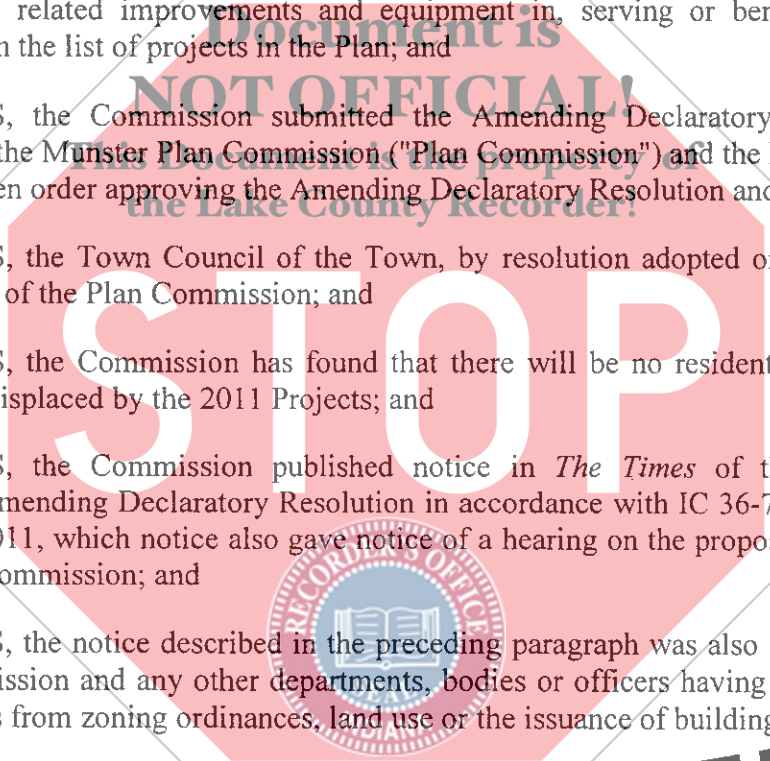
WHEREAS, the notice described in the preceding paragraph was also filed in the office of the Plan Commission and any other departments, bodies or officers having to do with Town planning, variances from zoning ordinances, land use or the issuance of building permits; and

WHEREAS, copies of the notice were also filed on or before August 2, 2011, with the officer authorized to fix budgets, tax rates and tax levies under IC 6-1.1-17-5 for each taxing unit that is either wholly or partly located within the Allocation Area; and

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PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR 028100



2011 AUG 2 11:00 AM
LAKE COUNTY RECORDER'S OFFICE

WHEREAS, the Commission on May 9, 2011, conducted a public hearing at which the Commission heard all persons interested in the proceedings and considered all written remonstrances and objections that were filed; and

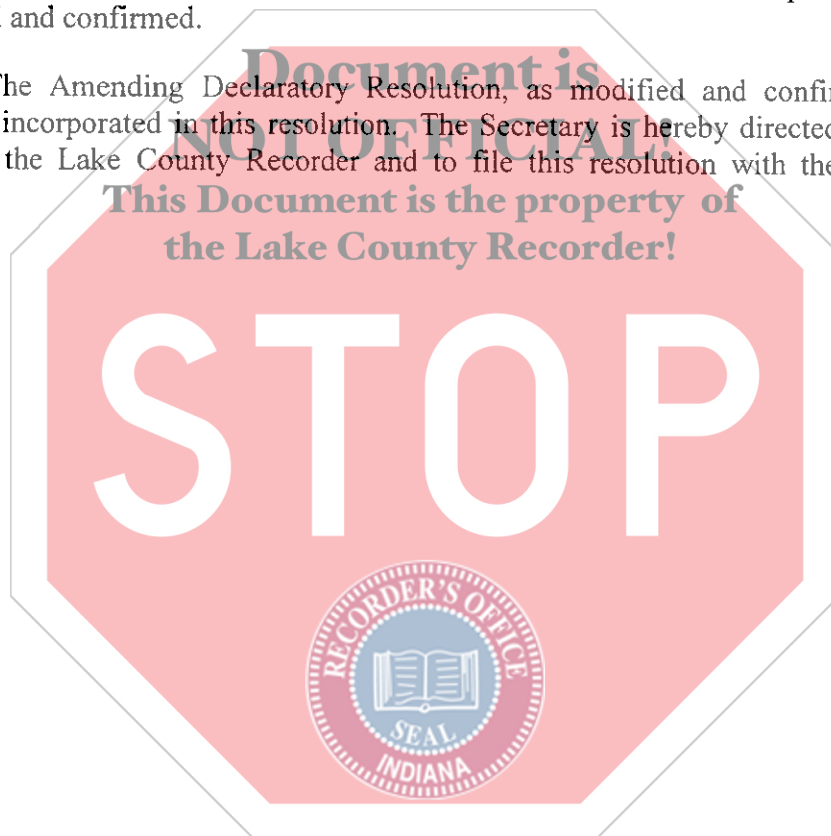
NOW, THEREFORE, BE IT RESOLVED BY THE MUNSTER REDEVELOPMENT COMMISSION THAT:

1. The Amending Declaratory Resolution shall be modified to include the following projects as part of the Plan: (i) demolition of a portion of the south warehouse; (ii) exterior façade renovations; (iii) improvements to the south office building; (iv) exterior parking and circulation roads; (v) new environmental system; (vi) renovation in the north warehouse; (vii) construction of a new hotel; and (viii) renovation of a building for manufacturing and/or warehousing purposes, together with all necessary appurtenances and related improvements and equipment in, serving or benefitting the Area.

2. The Commission has considered the evidence presented and now finds and determines that it will be of public utility and benefit to proceed with the proposed amendment to the Plan.

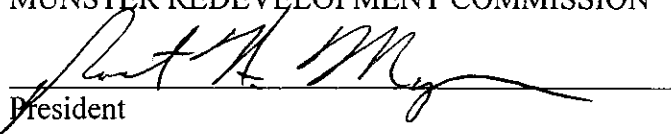
3. The Amending Declaratory Resolution and Plan, as amended, approved by the Commission on April 18, 2011, copies of which are attached hereto and incorporated herein, are hereby modified and confirmed.

4. The Amending Declaratory Resolution, as modified and confirmed, shall be attached to and incorporated in this resolution. The Secretary is hereby directed to record this resolution with the Lake County Recorder and to file this resolution with the Lake County Auditor.

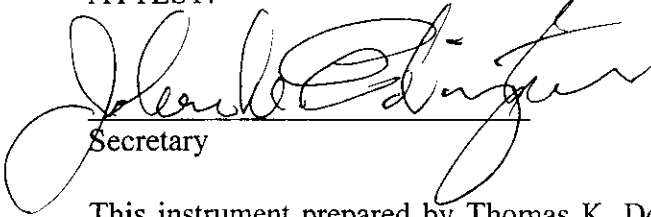


Adopted at a meeting of the Munster Redevelopment Commission held May 9, 2011.

MUNSTER REDEVELOPMENT COMMISSION


President

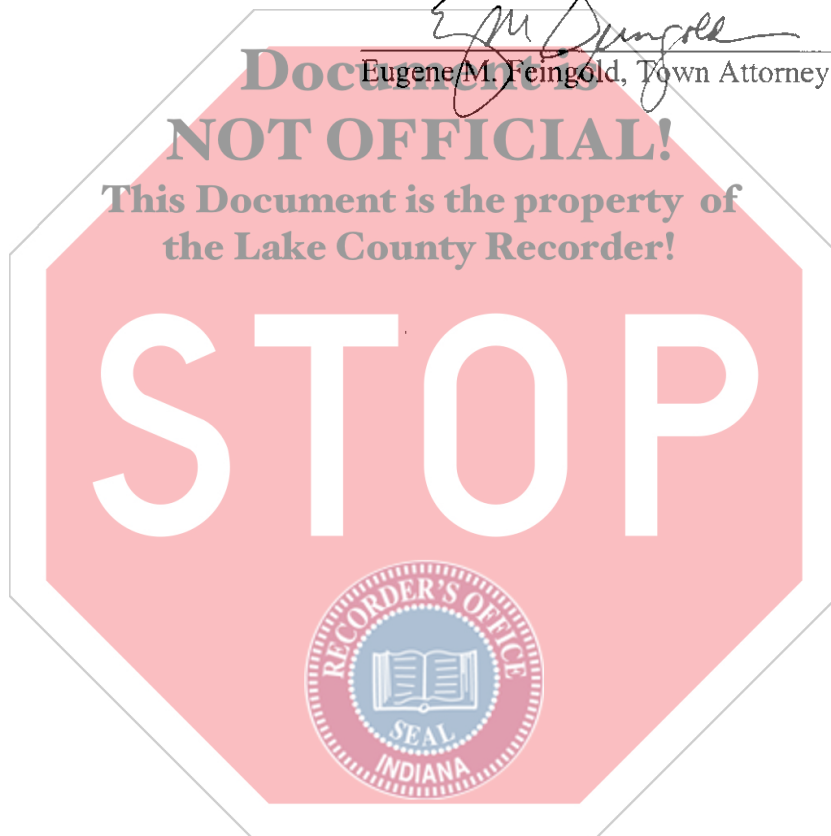
ATTEST:


Secretary

This instrument prepared by Thomas K. Downs, Ice Miller LLP, One American Square, Suite 2900, Indianapolis, Indiana 46282.

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.


Eugene M. Feingold, Town Attorney



ORDER OF THE MUNSTER PLAN COMMISSION
REGARDING THE RIDGE ROAD/CALUMET AVENUE
ECONOMIC DEVELOPMENT AREA

WHEREAS, the Town of Munster ("Town") Redevelopment Commission ("Commission") adopted Declaratory Resolution No. 002 on February 20, 2006, as amended on February 26, 2007 by Resolution No. 003 (collectively, "Declaratory Resolution") establishing the Ridge Road/Calumet Avenue Economic Development Area ("Area"), and the Declaratory Resolution was modified and confirmed by Confirmatory Resolution No. 004 adopted on March 19, 2007 ("Confirmatory Resolution");

WHEREAS, the Declaratory Resolution approved the Economic Development Plan, as amended ("Plan") which Plan contained specific recommendations for economic development in the Area;

WHEREAS, on April 18, 2011, the Commission adopted its Amending Declaratory Resolution with respect to the Area ("Amending Declaratory Resolution"), for the purpose of amending the Plan to add the construction of a hotel, retail stores and restaurants, together with all necessary appurtenances and related improvements and equipment ("2011 Plan");

WHEREAS, IC 36-7-14 and IC 36-7-25 and all acts supplemental and amendatory thereto ("Act") requires approval of the Amending Declaratory Resolution and the 2011 Plan by the Munster Plan Commission ("Plan Commission");

NOW, THEREFORE, BE IT ORDERED BY THE MUNSTER PLAN COMMISSION,
AS FOLLOWS:

1. The 2011 Plan for the Area conforms to the comprehensive plan of the Town.
2. The Amending Declaratory Resolution and the 2011 Plan are in all respects approved.
3. The Secretary of the Plan Commission is hereby directed to file a copy of the Amending Declaratory Resolution and 2011 Plan with the permanent minutes of this meeting.

Passed by the Munster Plan Commission, this 25th day of April, 2011.

MUNSTER PLAN COMMISSION



President

Bill A. Hovak

ATTEST:

[Signature]
Secretary