

A RESOLUTION terminating an "Economic Revitalization Area" deduction under I.C. 6-1.1-12.1 for Progressive Hospital of Fort Wayne for property at 2626 Fairfield Avenue under Confirming Resolution Number 88-06

WHEREAS, Common Council has previously designated and declared an economic revitalization area deduction, by Declaratory Resolution and Confirming Resolution with approved Statement of Benefits (SB-1) forms for property at 2626 Fairfield Avenue, Fort Wayne, Indiana, for Progressive Hospital of Fort Wayne (hereinafter referred to as "Progressive") under Confirming Resolution Number 88-06; and

WHEREAS, Progressive is required to file under I.C. 6-1.1-12.1 and Section 153.21 of the Code of Fort Wayne, a Compliance with Statement of Benefits form (CF-1/PP or CF-1/Real Property) with the Allen County Auditor, the Allen County Assessor and the City of Fort Wayne; and

WHEREAS, Common Council has previously determined on October 22, 2013 by Resolution Number 90-13 that Progressive failed to substantially comply with I.C. 6-1.1-12.1 et seq. and Section 153.21 of the Code of Fort Wayne as a result of its failure to file a Compliance with Statement of Benefits form (CF-1/Real Property and/or CF-1/PP) and its failure to file any corrective filing and either the personal or real property subject to the deduction was sold or otherwise relocated; and

WHEREAS, Common Council pursuant to I.C. 6-1.1-12.-5.9, directed the Fort Wayne Community Development Division to prepare and mail written notice to Progressive stating the reasons for council's determination of substantial non-compliance and a date, time and place of the hearing for the purpose of further consideration of Progressive's circumstances; and

WHEREAS, said Notice was prepared, and properly served on Progressive or its agent or representatives; and

WHEREAS, the above-referenced hearing was held by Common Council on December 3, 2013 for further consideration of Progressive's circumstances and whether the economic revitalization area deduction should be terminated; and

